Civil Records

LOUIS J. PERRET Clerk of Court, Lafayette Parish P. O. BOX 2009 LAFAYETTE, LA 70502 Telephone: (337) 291-6303 Fax: (337) 291-6392

STATE OF LOUISIANA PARISH OF LAFAYETTE OFFICE OF THE CLERK OF COURT 15TH JUDICIAL DISTRICT COURT

I, Deborah Duplechin, Deputy Clerk of Court, in and for the Parish of Lafayette, State of Louisiana, do hereby certify that the attached documents are true and correct copies from the civil suit entitled:

J CORY CORDOVA

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL

Consisting of 290 pages, filings from March 29, 2019 thru August 6, 2019 the original of which documents are on file in the Lafayette Parish Clerk of Court Office.

Lafayette, Louisiana, this AUGUST 7, 2019.

Deborah Duplechin, Deputy Clerk of Court
Lafayette Parish

EP \$2,20000 MC

CLERK OF COURT LAFAYETTE PARISH, LA. 2019 HAR 29 PH 2: 52



New Suit Mc

15th JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

STATE OF LOUISIANA

THE BIVISION

DOCKET NO.

P106P10G

J. CORY CORDOVA, M.D.

D

VERSUS

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER; UNIVERSITY HOSPITAL AND CLINICS; KAREN CURRY, M.D., NICHOLAS SELLS, M.D., KRISTI ANDERSON, CHRISTOPHER C. JOHNSTON, and THE GACHASSIN LAW FIRM

FILED:	DEPUTY CLERK:
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PETITION FOR DAMAGES

NOW INTO COURT, through undersigned counsel comes Petitioner, Dr. J. Cory

Cordova who respectfully avers:

INDEXED

Petitioner, Dr. J. Cory Cordova, is a person of the full age of majority domiciled in Lafayette Parish, Louisiana.

2.

Made Defendants herein are: Louisiana State University Health Science Center ("LSUHSC"), a state agency; University Hospital and Clinics ("UHC") located in Lafayette Parish, Louisiana; Lafayette General Hospital ("LGH") whose principal place of business is located in Lafayette Parish, Louisiana; Dr. Karen Curry, in her individual and official capacities, domiciled in Lafayette Parish, Louisiana; Dr. Nicolas Sells, in his individual and official capacities, domiciled in Lafayette Parish, Louisiana; Kristi Anderson, in her individual and official capacities; domiciled in Lafayette Parish, Louisiana; Christopher C. Johnston domiciled in West Feliciana Parish and the Gachassin Law Firm whose principal place of business is in Lafayette Parish.

3.

Venue is proper in this Court pursuant to Articles 42, 73 and 74 of the Louisiana Code of Civil Procedure.



ACTS OF DEFENDANTS LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, UNIVERSITY HOSPITAL AND CLINICS, KAREN CURRY, M.D., NICOLAS SELLS, M.D. and KRISTI ANDERSON

4.

The Defendants, Louisiana State University Health Science Center ("LSUHSC"), University Hospital and Clinics ("UHC") Lafayette General Hospital ("LGH"), Dr. Karen Curry, Dr. Nicolas Sells, and Kristi Anderson are jointly and severally for damages resulting from various violations of LSUHSC's policies and procedures that occurred while Petitioner, Dr. Cordova, was a first-year Internal Medicine resident at University Hospital and Clinics in Lafayette, Louisiana.

5.

Dr. Cordova entered into a contract with Defendants to be a "House Officer," i.e. a resident, at UHC in the Internal Medicine Department from July 1, 2017 through June 30, 2018. This term was to be Dr. Cordova's first-year of his residency.

6.

Pursuant to LSUHSC's relationship with the Accreditation Council for Graduate Medical Education (ACGME), Dr. Cordova's contract with the Defendants includes an agreement to follow established formal grievance procedures for any "action which result[s] in dismissal or could significantly threaten a House Officer's intended development." These complaint and grievance procedures are detailed in the House Officer Manual ("HOM").

7.

At all relevant times, Defendant Dr. Karen Curry served as Dr. Cordova's Program Director at UHC Internal Medicine; Defendant Dr. Nicholas Sells as the UHC Medicine Department Head/Section Chief; and Dr. James B. Falterman as the Associate Dean for Academic Affairs.

8.

From June 2017 through the beginning of November 2017, Dr. Cordova was consistently rated "Experienced/Competent, Ready for Unsupervised Practice and Aspirational Expert."

However, Dr. Cordova was, without *any* prior preliminary intervention pursuant the HOM, placed on a probationary period from November 10, 2017 through February 28, 2018. On February 15, 2018, Defendant Dr. Sells informed Dr. Cordova that his contract for the following year would not be renewed due to Dr. Sells' action on a Request for Adverse Action filed by Defendant Dr. Curry.

10.

The manner in which the Defendants imposed unwarranted discipline upon Dr. Cordova without guaranteed Due Process as mandated by Dr. Cordova's contract and the LSUHSC'S HOM violated both Dr. Cordova's contract and his constitutional Due Process rights.

11.

On November 10, 2017, Dr. Curry stated that the Clinical Competency Committee had reviewed his resident performance and recommended that he be placed on probation. Dr. Curry advised that if Dr. Cordova did not comply with the terms of remediation during probation, his contract was at risk for nonrenewal. The probationary period was from November 10, 2017 until February 28, 2018. Dr. Curry began implementing a remediation plan.

12.

However, the Clinical Competency Committee did not issue a recommendation until the following month or on or about December 15, 2017 when they issued a remediation plan to Dr. Cordova via email. The Clinical Competency Committee's remediation plan differed from the one imposed by Dr. Curry.

13.

Moreover, during the November 10, 2017 meeting, Dr. Cordova was told by Dr. Curry that the probation would not be a part of Dr. Cordova's academic record.

14.

On February 1, 2018, despite the fact that the probationary and remediation period had not yet expired and the fact that Dr. Cordova was told by members of the Clinical Competency Committee that he was properly remediating pursuant to the plan, Dr. Cordova was notified by Dr. Sells that Dr. Curry filed a Request for Adverse Action ("RFAA"). This action by Dr. Curry

initiated proceedings that could result in immediate termination or non-renewal of Dr. Cordova's contract. Dr. Cordova was at this time provided for the first time the RFAA.

15.

Upon review, it was immediately apparent that the RFAA failed to meet the promulgated due process requirements for four (4) mutually exclusive reasons.

16.

First, Dr. Sells made the decision to support the conclusion of Dr. Curry's Request for Adverse Action before any challenge or response could be made by Dr. Cordova. According to the HOM, when a RFAA is filed, the Department Head shall determine if the "charges registered against the House officer appear to be supportable on their face." LSUHSC HOM. Due Process prohibits the Department Head from reaching any conclusions without providing the Resident an opportunity to challenge the accusations in the RFAA.

17.

In the February 1, 2018 meeting with Dr. Cordova, Dr. Sells stated that he actually supported Dr. Curry's conclusions: "After hearing one side and reviewing what has been submitted, I support that letter based on what I've read, I support that request and you'll get a copy of that." Thus, Dr. Sells indicated he had already made his decision without affording Dr. Cordova any opportunity to respond as required by the HOM, his contract, and due process.

18.

Second, the RFAA was initiated by a member of the faculty (Dr. Karen Curry) that the department head (Dr. Nicholas Sells) admitted lacked objectivity. Dr. Sells admitted to Dr. Cordova after the nonrenewal decision that Dr. Curry was not objective and formed opinions about Dr. Cordova early on. This lack of objectivity observed by Dr. Sells violates ACGME requirements found in Section V(A)(2)(b)(1) and the due process requirements found in Section II (A)(4)(I) of the HOM.

19.

Despite Dr. Curry's lack of objectivity, Dr. Curry did not consult the Clinical Competency Committee regarding her recommendation that Dr. Cordova's contract to be terminated and/or nonrenewed as required by the House Officer Manual and the ACGME.

This failure of the program director to exercise appropriate objectivity and/or to request a recommendation of the Clinical Competency Committee violated Petitioner's procedural and substantive due process rights.

21.

Third, Dr. Curry's RFAA referenced numerous attached exhibits allegedly supporting the accusations therein. However, none of these exhibits were actually attached to Dr. Curry's RFAA. Upon information and belief, Dr. Sells made his February 1, 2018 decision without reviewing any of these alleged exhibits.

22.

In fashioning his challenge to the RFAA, Dr. Cordova requested a copy of the alleged exhibits. The purpose of this request was twofold: rather than merely relying on Dr. Curry's summary of what these exhibits contained, (1) Dr. Cordova could have actual sufficient notice of the allegations against him; (2) and the ability to review and meaningfully respond to the allegations.

23.

Dr. Cordova, in his challenge to the RFAA, specifically reserved any and all Due Process rights to supplement his response once he was provided the exhibits. These exhibits were never provided to Dr. Cordova subsequent to his challenge being filed, prior to Dr. Sells' decision regarding nonrenewal of Dr. Cordova's contract, or even to this date after numerous months of subsequent requests from Dr. Cordova and his counsel.

24.

Fourth, as required by the HOM, Dr. Curry's Request for Adverse Action failed to give a "brief statement of the nature of testimony to be given by each witness."

25.

Upon Dr. Cordova's review and investigation into the allegations contained in the RFAA, he found that the allegations were either grossly exaggerated or patently false.

On February 8, 2018, Dr. Cordova filed a challenge to the RFAA with Dr. Sells, detailing his responses as best was possible without ever seeing the actual exhibits referenced. However, he specifically noted that he was unable to address all of the allegations due to having never been provided the exhibits to the RFAA. Accordingly, Dr. Cordova requested a copy of these exhibits so he could address the actual allegations and reserved his right to supplement his challenge upon the opportunity to review them.

27.

Without ever receiving these exhibits, Dr. Cordova received correspondence from Dr. Sells on February 15, 2018 notifying him that Dr. Curry's RFAA had been accepted and Dr. Cordova's contract would not be renewed.

28.

Upon information and belief, Dr. Sells never reviewed any exhibits referenced in the RFAA prior to making a final determination regarding nonrenewal of Dr. Cordova's contract.

29.

No hearing in front of an impartial committee where witnesses were presented to testify ever occurred.

30.

While still awaiting these exhibits to decide upon a course of action, on February 19, 2018, Dr. Cordova began looking at options to pursue his education at another residency training program. Dr. Cordova communicated that any decision not to further challenge his contract nonrenewal was predicated on the understanding that his privacy regarding the RFAA would be respected. Dr. Sells agreed to notify faculty of Dr. Cordova's request for privacy. There was never an acknowledgement or consent to discipline by Dr. Cordova.

31.

Dr. Cordova interviewed at the University of Alabama at Birmingham ("UAB"), Selma Family Medicine Program. Despite assurances from Dr. Sells about privacy of the RFAA, it was sent to UAB on March 14, 2018. When Dr. Cordova inquired into his privacy rights, he was told by Director of Graduate Medical Education, Kristi Anderson, that the documents had to be

produced or a statement that the file was incomplete would have to be included. Accordingly, Kristi Anderson required Dr. Cordova to sign a release to that information.

32.

On April 3, 2018, the LSU Family Medicine Residency Program in Alexandria, LA, another residency training program where Dr. Cordova interviewed sent a request to program director, Dr. Karen Curry. The program requested two (2) items: 1) PGY (Post Graduated Year) -1 Curriculum list of rotations; and 2) Statement with status of resident in good standing and statement of awareness of Dr. Cordova's interest in transitioning from Internal Medicine to Family Medicine. Rather than comply with the request, Dr. Curry replied:

ACGME requires a summative competency-based performance evaluation on transferring residents and verification of previous educational experiences. Will you need this? If so, can you please send another release for those items?

33.

Although the ACGME requires a program director to obtain a summative competency-based performance evaluation, the program director of LSU Alexandria had not yet requested this information when Dr. Curry volunteered it. Moreover, the ACGME provisions requires that the faculty discuss any evaluation with the resident and further requires that the program must provide objective assessments of competence. Instead of following the ACGME requirements, Dr. Curry sent a Milestone Evaluation that Dr. Cordova had never reviewed. More importantly, the Milestone Evaluation was substandard and indicated that Dr. Cordova's skills on each of the areas of core competency was "Conditional on Improvement." (Said evaluation is attached hereto, made a part hereof as if copied herein in extenso and marked for identification as Exhibit "A").

34.

Moreover, the evaluation was not a summation of Dr. Cordova's evaluations as required or requested. Alarmingly, this inappropriate and substandard evaluation was not requested, not objective, and effectively sabotaged Dr. Cordova's chances of transferring to another program.

35,

The medical residency training program also breached its contract with Dr. Cordova by failing to renew his contract although all conditions were met for renewal. Although Dr. Cordova completed his intern year successfully, his contract was not renewed.

After the UAB and Alexandria programs received the inappropriate and incomplete documentation, Dr. Cordova knew that his chances of transferring were very slim. Dr. Cordova wrote a letter to Dr. Curry and Dr. Sells requesting that he be reinstated. On June 11, 2018, Dr. Sells advised Dr. Cordova that "you're going to get an intern certificate, but your program director has said that she no longer wants you in her program for obvious reasons." Dr. Cordova met the requirements of progression and should have been allowed to renew his contract. Moreover, the reasons why the program director no longer wanted Dr. Cordova in the program are not obvious to him. It is Dr. Cordova's firm belief that the bias formed by Dr. Curry was motivated by personal reasons rather than related to his competency as a doctor.

37.

Proof of the unprofessional manner in which all of these decisions were made is contained in a May 21, 2018 recorded conversation in which Dr. Sells states to Dr. Cordova that "Life is not a dick measuring contest. It's not about celebrating your size or what you can or cannot do with it...I'm proud of what little I've got." Although Dr. Cordova nervously laughs on the tape recording, he in no way initiated or welcomed this unprofessional and inappropriate conversation. Dr. Sells then goes on to discuss sex, the use of Cialis, and a penis pump in an unprofessional and inappropriate manner. In a separate recorded conversation, Dr. Sells made inappropriate comments that Dr. Cordova may be interested in pursuing a medical career in pharmaceutical sales because it would allow him to travel and be unfaithful to his wife.

38.

The recorded comments of Dr. Sells exemplifies the unprofessional and unfair work environment that Dr. Cordova and others within the program are forced to endure. Even the Director of Graduate Medical Education, Kristi Anderson, admitted that residents are fearful of retaliation. Other witnesses will also confirm the lack of professionalism, favoritism, and disparate treatment that some residents receive.

CAUSES OF ACTION AS TO DEFENDANTS LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, UNIVERSITY HOSPITAL AND CLINICS, KAREN CURRY, M.D., NICOLAS SELLS, M.D. and KRISTI ANDERSON

Violation of Due Process

39.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as is fully set-forth herein.

40.

The Fourteenth Amendment to the United States Constitution provides, in part, "nor shall any State deprive any person of life, liberty, or property, without due process of law" Similarly, Article I, Sec. 2 of the Louisiana Constitution provides that "No person shall be deprived of life, liberty, or property, except by due process of law." Due process necessitates a hearing where a party can fully and meaningfully contest the allegations being made against him or her that serve as a basis for deprivation of their property interests. See Bd. Of Regents v. Roth, 408 U.S. 564, 574-75 (1972).

41.

The Louisiana Supreme Court has concluded that residents possess a due process "property" and/or "liberty" in their positions and potential for future earnings. See Driscoll v. Stucker, 04-0589 (La. 01/19/05); 893 So.2d 32, 41-43. When a resident is deprived of due process in these situations, he is entitled to all loss of wages resulting from that denial. Id. at 52-54.

42.

The above-actions of the Defendants violated Dr. Cordova's due process rights established in the federal and state constitutions. Indeed, in an analogous case, the Louisiana Supreme Court found that LSUHSC's act of withholding documents despite continued requests, as the Defendants did here with the exhibits to the RFAA, constituted a denial of due process. *Id.* at 48.

Breach of Contract

43.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as if fully set-forth herein.

"Good faith shall govern the conduct of the obligor and the obligee in whatever pertains to the obligation." La. C.C. art. 1759. "An obligor is liable for the damages caused by his failure to perform a conventional obligation." La. C.C. art. 1994. Both pecuniary and nonpecuniary interests may be recovered.

45.

The House Officer Agreement of Appointment contract entered into by Dr. Cordova and Defendants mandated that any action by the Defendants that could "result in dismissal or could significantly threaten a House Officer's intended career development" follow the due process procedures of the HOM. The above-actions of the Defendants breached their contractual duties to Dr. Cordova.

46.

On November 6, 2018, Dr. Cordova, appealed the adverse decision of "LSU" in writing, but said defendants ignored the appeal, in further violation of his rights. (Said appeal is attached hereto, made a part hereof as if copied herein *in extenso* and marked for identification as Exhibit "B").

ACTS OF CHRISTOPHER C. JOHNSTON AND GACHASSIN LAW FIRM

47.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as if fully set-forth herein.

48.

On or about February 5, 2018 plaintiff, Cordova, formally retained the services of defendant, Christopher C. Johnston, a partner in the defendant, Gachassin Law Firm for advice and assistance to contest the false allegations contained in the adverse action instituted against Cordova by the aforementioned "medical" defendants, and to ensure that the adverse action did not affect Cordova's ability to complete his residency training. (Said engagement letter is attached hereto, made a part hereof as if copied herein *in extenso* and marked for identification as Exhibit "C").

At no time during the representation by Mr. Johnston, did Johnston reveal that Johnston and the Gachassin Law Firm also represented Lafayette General Medical Center (who is in partnership with LSU/USC), Dr. Nicholas Sells (the chief of internal medicine), and Dr. James Falterman (the academic dean). Dr. Sells and Dr. Falterman were the top decision makers regarding the adverse action and were potential adverse witnesses against Dr. Cordova in the adverse action proceedings mentioned above.

50.

After defendant Johnston began representing Dr. Cordova in the disciplinary proceedings, Dr. Cordova noticed that Johnston was not very aggressive in his defense against the adverse action. Also, defendant Johnston encouraged Dr. Cordova not to be aggressive in his approach and to "keep his mouth shut because it would make things worse". In fact, Johnston's exact words were "don't complain about the food while you are in prison."

51.

When Dr. Cordova questioned Defendant, Johnston about litigating the matter, Johnston revealed for the first time that his firm represented Drs. Sells and Falterman and Lafayette General Hospital. Said conflict was not revealed to Dr. Cordova by Mr. Johnston until July 27, 2018, six months into the representation.

52.

On October 29, 2018, Plaintiff hired new counsel who advised him that his prior counsel may have had a conflict of interest. At that point, Dr. Cordova retained professor Dane Ciolino, who wrote the attached advisory opinion, concluding that defendants, Johnston and Gachassin had violated rules 1.7 and 1.10 in representing Dr. Cordova in a disciplinary matter adverse to LSU/UHC, Lafayette General and members of the UHC administration, who they also represented. (Said opinion of Professor Ciolino is attached hereto, made a part hereof as if copied herein in extenso and marked for identification as Exhibit "D")

Upon information and belief, defendants Johnston and Gachassin Law Firm knew of the conflict existing between Dr. Cordova and their other existing clients yet chose to remain silent until after Dr. Cordova had suffered great loss.

FIRST CAUSE OF ACTION-DISGORGEMENT OF LEGAL FEES FOR CONFLICT OF $\underline{\text{INTEREST}}$

54.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as if fully set-forth herein.

55.

Due to the ethical violations enumerated above, all legal fees paid in the underlying matter to defendants, Johnston and Gachassin, should be disgorged and defendants should be ordered to return same. Further all legal fees incurred by Plaintiff in an attempt to mitigate his damages are recoverable herein.

SECOND CAUSE OF ACTION-LEGAL MALPRACTICE

56.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above as if fully set-forth herein.

57.

Defendants, Johnston and Gachassin, breached duties owed to Dr. Cordova as his attorneys including, but not limited to communication, honesty and corresponding and failed to exercise the proper standard of care as outlined above in violation of the Louisiana Rules of Professional Conduct. In fact, Louisiana Courts consider the Rules of Professional conduct to have the full force and effect of substantive law. See *Schlesinger v. Herzog*, 672 So. 2d 701, 707 (La. Ct. App. 4th Cir. 1996); *Dazet Mortgage Solution LLC v. Faia*, 116 So. 3d 711, 716 (La. App. Ct. 5th Cir. 2013).

As a result of the breaches of Defendants, Johnston and Gachassin, Dr. Cordova has suffered damages, including but not limited to the loss of a year of residency, loss of income, loss of standing in the community, damage to reputation, all additional attorney fees, and all other equitable relief to remedy the malpractice of said defendants.

59

Said defendants' breaches and negligence were the proximate cause of Dr. Cordova's damages.

60.

All defendants named herein are jointly and solidarily liable and upon information and belief, they worked together in violation of duties and responsibilities owed to Plaintiff herein to cause him loss.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff, J. Cory Cordova, M.D., prays that:

- Certified copies of this Petition be issued and served according to law on the Defendants, Louisiana State University Health Science Center, University Hospital and Clinics, Lafayette General Hospital, Dr. Karen Curry, Dr. Nicolas Sells, Kristi Anderson, Christopher C. Johnston and the Gachassin Law Firm;
- 2. After legal delays and proceedings had, there be judgment against defendants, Louisiana State University Health Science Center, University Hospital and Clinics, Lafayette General Hospital, Dr. Karen Curry, Dr. Nicolas Sells, Kristi Anderson, Christopher C. Johnston and the Gachassin Law Firm and in favor of Plaintiff, Dr. J. Cory Cordova in such amounts as are just and reasonable;
- 3. Removal of inappropriate information from Dr. J. Cory Cordova's academic records;
- Legal interest from date of judicial demand on all amounts awarded, and for all costs, expenses
 of these proceedings, and attorney's fees be granted;

- All necessary orders and decrees as may be required or proper in the premises and for full, general, and equitable relief; and
- 6. For trial by jury.

RESPECTFULLY SUBMITTED:

HE BEZOULAW FIRM

JACQUES F. BEZOU, SR. (3037) JACQUES F. BEZOU, JR. (33728) MARTHEW L. DEVEREAUX (32125)

ERICA HYLA (34603) THE BEZOU LAW FIRM

534 E. Boston Street

Covington, Louisiana 70433 Telephone: (985) 892-2111 Facsimile: (985) 892-1413

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AND

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Telephone: (337) 573-7254
Facsimile: (337) 205-8699
cmmire@gmail.com
Attorneys for J. Cory Cordova, M.D

PLEASE SERVE:

Louisiana State University Health Science Center, through its registered agent: Matthew D. Altier, 2000 Tulane Avenue, 4th Floor, New Orleans, LA 70112

University Hospital and Clinics, through its registered agent: Gordon E. Rountree, Jr., 920 West Pinhook, Lafayette, LA 70503

Lafayette General Hospital, through its registered agent: Gordon E. Rountree, Jr., 920 West Pinhook, Lafayette, LA 70503

Dr. Karen Curry, to be served personally at University Hospital and Clinics 2390 West Congress Street, Lafayette, LA 70506, Department of Internal Medicine between the hours of 7:00AM-5:00PM

Dr. Nicolas Sells, to be served personally at University Hospital and Clinics 2390 West Congress Street, Lafayette, LA 70506, Department of Internal Medicine between the hours of 7:00AM-5:00PM

FILED IF

Koty Melanus

Kristi Anderson, to be served personally at University Hospital and Clinics 2390 West Congress Street, Lafayette, LA 70506, Department of Graduate Medical Education between the hours of 7:00AM-5:00PM

Christopher Johnston, to be served personally at Johnston Law Firm, LLC located at 7830 Sage Hill Road, Saint Francisville, LA 70775

Gachassin Law Firm, through its registered agent: Nicholas Gachassin, III, 200 Corporate Blvd., Suite 103, Lafayette, LA 70508



15th JUDICIAL DISTRICT COURT FOR T	HE PARISH OF LAFAYETTE
STATE OF LOUIS	HANA
DOCKET NO.	DIVISION
3 MUMMU J. CORY CORDOV	A, M.D.
VERSUS	
LOUISIANA STATE UNIVERSITY HEALTH S HOSPITAL AND CLINICS; KAREN CURRY CHRISTOPHER JOHNSTON, and THI	, M.D., NICHOLAS SELLS, M.D.,
FILED: DEPUTY	CLERK:
VERIFICATION	<u>ON</u>
BEFORE ME, the undersigned authority person	nally came and appeared Plaintiff,
J. CORY CORDOV	A, M.D.
who after being duly swom, did depose and state that the	he foregoing Petition for Damages in the
above captioned matter is true and correct to the best o	f his knowledge and belief.
	CORDOVA, M.D.
SWORN TO AND SUBSCRIBED before me this	: <u>29¹²</u> day of <u>Макси</u> 2019.
NOTARY PUB	
My Commission Expl	e (Bar Rol # 29352) res @ Death
	FILED THIS AND THE
16	DAY OF MAY, 20 19 Katy The aven Deputy Clerk of Court

EXHIBIT "A" IN GLOBO
-STATE COURT RECORD PAGE 17



Page: 1 of 7

Resident Milestone Evaluation: Mid-Year 2017-2018

Program: University Hospitals and Clinics/Louisiana State University (Lafayette) Program 1402111144 - Internal medicine

Resident: Joseph Cordova Date Evaluation Completed: November 30, 2017 (Mid-Year) Resident Year in Program: 1

This form documents the most recent resident attainment of the milestones within each of the competencies as formally observed. Evaluation of the resident's developmental progression is based on numerous formative evaluations and the overall judgment of the resident's performance by the Clinical Competency Committee.

SubCompetency Competency Developmental Milestone Narrative Gathers and synthesizes essential and accurate information to define each patient's 1 Patient Care clinical problem(s) (PC1) Dr. Cordova is not yet ready for unsupervised practice. inconsistently able to acquire accurate historical information in an organized fashion. Does not perform an appropriately thorough physical exam or misses key physical exam findings. Does not seek or is overty reliant on secondary data. Inconsistently recognizes patients' central clinical problem or develops smited differential diagnoses. Develops and achieves comprehensive management plan for each patient (PC2) 2 Patient Care Dr. Cordova is not yet ready for unsupervised practice. Inconsistently develops an appropriate care plan. Inconsistently seeks additional guidance when needed. Manages patients with progressive responsibility and independence (PC3) 3 Patient Care Dr. Cordova is not yet ready for unsupervised practice. Requires direct supervision to ensure patient safety and quality care. inconsistently manages simple ambulatory complaints or common chronic diseases. inconsistently provides preventive care in the ambulatory setting. Inconsistently manages patients with straightforward diagnoses in the inpatient setting. Unable to manage complex inpatients or patients requiring intensive care. Skill in performing procedures (PC4) 4 Patient Care Dr. Cordova is not yet ready for unsupervised practice. Possesses insufficient technical skill for safe completion of common procedures. Requests and provides consultative care (PC5) Dr. Cordova is not yet ready for unsupervised practice. inconsistently manages patients as a consultant to other physicians/health care teams. Inconsistently applies risk assessment principles to patients while acting as a consultant. Inconsistently formulates a clinical question for a consultant to address. Clinical knowledge (MK1) 6 Medical Knowledge Dr. Cordova is not yet ready for unsupervised practice. Possesses insufficient scientific, socioeconomic and behavioral knowledge required to provide care for common medical conditions and

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basic preventive care.

Page: 2 of 7

Resident Milestone Evaluation; Mid-Year 2017-2018

Program: University Hospitals and Clinics/Louisiana State University (Lafayette) Program 1402111144 - Internal medicine Date Evaluation Completed: November 30, 2017 (Mid-Year) Resident Year in Program: 1 Resident: Joseph Cordova

Competency

SubCompetency

Developmental Milestone Narrative	
7 Medical-Knowledge	Knowledge of diagnostic testing and procedures (MK2)
Dr. Cordova is not yet ready for u	nsupervised practice.
Inconsistently interprets basic diagr	nostic tests accurately.
Done not understand the concents	of pre-test probability and lest performance characteristics.

Minimally understands the rationale and risks associated with common procedures.

Works effectively within an interprofessional team (e.g. peers, consultants, nursing, anciliary professionals and other support personnel) (SBP1) 8 Systems-Based Practice

Dr. Cordova has critical deficiencies.

Refuses to recognize the contributions of other interprofessional team members.

Frustrates team members with inefficiency and errors.

Recognizes system error and advocates for system improvement (SBP2) 9 Systems-Based Practice

Dr. Cordova is not yet ready for unsupervised practice.

Ignores a risk for error within the system that may impact the care of a patient.

Ignores feedback and is unwilling to change behavior in order to reduce the risk for error.

In addition, Dr. Cordova has achieved certain, but not all, elements of the competency level listed below:

Does not recognize the potential for system error.

Makes decisions that could lead to error which are otherwise corrected by the system or supervision.

Resistant to feedback about decisions that may lead to error or otherwise cause harm.

Identifies forces that impact the cost of health care, and advocates for, and practices cost-10 Systems-Based Practice effective care (SBP3)

Dr. Cordova is not yet ready for unsupervised practice.

Lacks awareness of external factors (e.g. socioeconomic, cultural, bleracy, insurance status) that impact the cost of health care and the role that external stakeholders (e.g. providers, suppliers, financers, purchasers) have on the cost of care.

Does not consider limited health care resources when ordering diagnostic or therapeutic interventions.

Transitions patients effectively within and across health delivery systems (SBP4) 11 Systems-Based Practice

Dr. Cordova is not yet ready for unsupervised practice.

Inconsistently utilizes available resources to coordinate and ensure safe and effective patient care within and across delivery systems.

Written and verbal care plans during times of transition are incomplete or absent.

Inefficient transitions of care lead to unnecessary expense or risk to a patient (e.g. duplication of tests readmission).

in addition, Dr. Cordova has achieved certain, but not all, elements of the competency level listed below:

Recognizes the importance of communication during times of transition,

Communication with future caregivers is present but with lapses in pertinent or timely information.

Page: 3 of 7

Resident Milestone Evaluation: Mid-Year 2017-2018

Program: University Hospitals and Clinics/Louisiana State University (Lafayette) Program 1402111144 - Internal medicine

Resident: Joseph Cordova Date Evaluation Completed: November 30, 2017 (Mid-Year) Resident Year in Program: 1

Competency SubCompetency

Developmental Milestone Narrative

12 Practice-Based Learning and Monitors practice with a goal for improvement (PBLI1)

Improvement

Dr. Cordova is not yet ready for unsupervised practice.
Unwilling to self-reflect upon one's practice or performance.

Not concerned with opportunities for learning and self-improvement.

In addition, Dr. Cordova has achieved certain, but not all, elements of the competency level listed below:

Unable to self-reflect upon one's practice or performance.

Misses opportunities for learning and self-improvement.

13 Practice-Based Learning and Learns and improves via performance audit (PBLI2) improvement

Dr. Cordova is not yet ready for unsupervised practice.

Disregards own clinical performance data.

Demonstrates no inclination to participate in or even consider the results of quality improvement efforts.

In addition, Dr. Cordova has achieved certain, but not all, elements of the competency level listed below:

Limited awareness of or desire to analyze own clinical performance data.

Nominally participates in a quality improvement projects.

Not familiar with the principles, techniques or importance of quality improvement.

14 Practice-Based Learning and Learns and improves via feedback (PBLI3) improvement

provement

Dr. Cordova is not yet ready for unsupervised practice.

Rarely seeks feedback.

Responds to unsolicited feedback in a defensive fashion.

Temporarily or superficially adjusts performance based on feedback,

16 Practice-Based Learning and Learns and improves at the point of care (PBLI4)

Improvement

Dr. Cordova is not yet ready for unsupervised practice.

Rarely "slows down" to reconsider an approach to a problem, ask for help, or seek new information.

Can translate medical information needs into well-formed clinical questions with assistance.

Unfamiliar with strengths and weaknesses of the medical literature,

Has fimited awareness of or ability to use information technology.

Accepts the findings of clinical research studies without critical appraisal.

Page: 4 of 7

Resident Milestone Evaluation: Mid-Year 2017-2018

Program: University Hospitals and Clinics/Louisiana State University (Lafayette) Program 1462111144 - Internal medicine

Date Evaluation Completed: November 30, 2017 (Mid-Year) Resident Year in Program: 1 Resident: Joseph Cordova

Competency

SubCompetency

Developmental Milestone Narrative

Has professional and respectful interactions with patients, caregivers and members of the interprofessional team (e.g. peers, consultants, nursing, ancillary professionals and support personnel) (PROF1) 16 Professionalism

Dr. Cordova is not yet ready for unsupervised practice.

Lacks empathy and compassion for patients and caregivers.

Disrespectful in interactions with patients, caregivers and members of the interprofessional team.

Sacrifices patient needs in favor of own self-interest.

Blatantly disregards respect for patient privacy and autonomy.

In addition, Dr. Cordova has achieved certain, but not all, elements of the competency level listed below:

Inconsistently demonstrates empathy, compassion and respect for patients and caregivers.

inconsistently demonstrates responsiveness to patients' and caregivers' needs in an appropriate fashion.

Inconsistently considers patient privacy and autonomy.

Accepts responsibility and follows through on tasks (PROF2) 17 Professionalism

Dr. Cordova has critical deficiencies.

is consistently unreliable in completing patient care responsibilities or assigned administrative tasks.

Shuns responsibilities expected of a physician professional.

Responds to each patient's unique characteristics and needs (PROF3) 18 Professionalism

Dr. Cordova is not yet ready for unsupervised practice.

is sensitive to and has basic awareness of differences related to culture, ethnicity, gender, race, age and religion in the patient/caregiver

Requires assistance to modify care plan to account for a patient's unique characteristics and needs.

Exhibits integrity and ethical behavior in professional conduct (PROF4) 19 Professionalism

Dr. Cordova is not yet ready for unsupervised practice.

Honest in clinical interactions, documentation, research, and scholarly activity.

Requires oversight for professional actions.

Has a basic understanding of ethical principles, formal policies and procedures, and does not intentionally disregard them.

Communicates effectively with patients and caregivers (ICS1) 20 Interpersonal and Communication Skills

Dr. Cordova is not yet ready for unsupervised practice.

Engages patients in discussions of care plans and respects patient preferences when offered by the patient, but does not actively solicit

Attempts to develop therapeutic relationships with patients and caregivers but is often unsuccessful.

Defers difficult or ambiguous conversations to others.

Page: 5 of 7

Resident Milestone Evaluation: Mid-Year 2017-2018

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Program: University Hospitals and Clinics/Louisiana State University (Lafayette) Program 1402111144 - Internal medicine Date Evaluation Completed: November 30, 2017 (Mid-Year) Resident Year in Program: 1 Resident: Joseph Cordova SubCompetency Competency Developmental Milestone Narrative Communicates effectively in interprofessional teams (e.g. peers, consultants, nursing, ancillary professionals and other support personnel) (ICS2) 21 interpersonal and Communication Skills Dr. Cordova is not yet ready for unsupervised practice. Uses unidirectional communication that falls to utilize the wisdom of the team. Resists offers of collaborative input. Appropriate utilization and completion of health records (ICS3) 22 Interpersonal and Communication Skills Dr. Cordova is not yet ready for unsupervised practice. Health records are disorganized and inaccurate. In addition, Dr. Cordova has achieved certain, but not all, elements of the competency level listed below: Health records are organized and accurate but are superficial and miss key data or fail to communicate clinical reasoning.

Page: 6 of 7

Resident Milestone Evaluation: Mid-Year 2017-2018

Program: University Hospitals and Clinics/Louisiana State University (Lafayette) Program 1402111144 - Internal medicine

Resident: Joseph Cordova Date Evaluation Completed: November 30, 2017 (Mid-Year) Resident Year in Program: 1

Compa	tency	SubComp	etency				
De	evelopmental Milestone Narrative				· · ·	d	
23 0	verali	attitudes/l trajectory	behaviors needed to that anticipates the	advance i achievem	n training. ent of com	He/she is dem petency for un	nowledge, skill, and constrating a learning supervised practice that efficient and equitable car
	Patient Care		Conditional on Impi	rovement			
	Medical Knowledge		Conditional on Impi	rovement			
	Systems-Based Practice		Conditional on Imp	rovement			
	Practice-Based Learning and Im	provement	Conditional on Imp	rovement			
	Professionalism		Conditional on Imp	rovement			
	Interpersonal and Communication	n Skills	Conditional on Imp	rovement			
24 0	Overall Clinical Competence		g represents the as nce during this year			lent's develop	nent of overall clinical
	D Superior: Far exceeds the expecte	t level of dev	velopment for this ye	ar of training	} •		
ſ	Satisfactory: Always meets and or	casionally e	exceeds the expected	level of dev	velopment t	or this year of t	alning.
E	 Conditional on Improvement: Me development for for this year of trail level of training. 	ets some dev ning, An imp	velopmental mileston rovement plan is in p	es but occa lace to facil	sionally fall itate achiev	s short of the ex rement of comp	spected level of elence appropriate to the
ŧ	Unsatisfactory: Consistently falls	short of the e	expected level of dev	elopment fo	r this year o	of training.	£

	*		
			Page: 7
	Res	ident Milestone Evaluation: Mid-Year 2017-	<u>-2018</u>
Program:	University Hospitals	and Glinics/Louisiana State University (Lafayette) Program 140	02111144 - Internal medicine
Resident	Joseph Cordova	Date Evaluation Completed: November 30, 2017 (N	#Id-Year) Resident Year in Progra
COMME			
	NTS:		

Disclaimer: For Program Use Only.

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The Milestones are designed only for use in evaluation of resident physicians in the context of their participation in ACGME accredited residency or fallowship programs. The Milestones provide a framework for the assessment of the development of the resident physician in key dimensions of the elements of physician or the physician in key dimensions of the elements of physician programs. The Milestones provide a framework for the assessment of the development of the resident physician in key dimensions of the elements of

@ 2018 Accreditation Council for Graduate Medical Education (ACGME)

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FAMILY LAW & TRIAL PRACTICE

November 6, 2018

<u>VIA EMAIL & U.S. MAIL</u>
KATHERINE MUSLOW
General Counsel
LSU Health Systems, New Orleans
433 Bolivar Street
New Orleans, Louisiana 70112

DR. STEVE NELSON Dean, LSUHSC School of Medicine 2020 Gravier Street, 5th Floor New Orleans, LA 70112

Re: Dr. J. Cory Cordova, Request for Adverse Action Appeal

Ms. Muslow and Dr. Nelson,

I have been retained to represent Dr. Cory Cordova in a consultant capacity to review and appeal the administrative disciplinary action that was instituted and disseminated to at least one (1) other medical residency training program. Therefore, please allow this correspondence to serve as a Notice of Appeal regarding the procedural defects in the disciplinary action instituted against Dr. Cordova. This correspondence also notes other violations of LSU School of Medicine's policies and procedures that occurred while Dr. Cordova was a first-year resident at LSU School of Medicine, University Hospital and Clinics in Lafayette, Louisiana.

On November 10, 2017, Dr. Cordova was notified by Dr. Karen Curry that the Clinical Competency Committee had carefully reviewed his resident performance and recommended that he be placed on probation. See Exhibit 1. Dr. Cordova met with the Department Chief, Dr. Nicholas Sells, who confirmed that probation was warranted. The probationary period was from November 10, 2017 until February 28, 2018.

On February 1, 2018, Dr. Cordova was informed by Dr. Sells that Dr. Curry had filed a Request for Adverse Action which could result in nonrenewal of his House Officer contract and/or immediate termination. See Exhibit 2. On February 8, 2018, Dr. Cordova formerly objected to the Request for Adverse Action. See Exhibit 3. Dr. Cordova also reserved his right to supplement his response once the exhibits referenced in the Request for Adverse Action were provided to him. To date, Dr. Cordova has not received the exhibits that are referenced in the Request for Adverse Action despite numerous requests.

On June 30, 2018, Dr. Cordova completed his PGY-1 year in the department of Internal Medicine. Due to the adverse action contained in his academic file, the failure of faculty members to respect Dr. Cordova's privacy in this matter, and the difficulty Dr. Cordova has experienced in completing his residency training, this appeal and the

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TEL: (337) 573-7254 • FAX: (337) 205-8699 • cmm@mirclawlinn.com

Deputy Clerk of Court

EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 25

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complaints contained herein are necessary. Accordingly, Dr. Cordova raises several due process violations regarding the disciplinary action taken against him for the following reasons.

- I. Failure to Follow the House Officer Manual Provisions for House Officer Preliminary Action, Disciplinary Action, and Grievance Procedures.
 - A. Failure to Consult with the DIO or Academic Dean prior to initiation of disciplinary action.

Pursuant to Provision VI of the House Officer Manual, consultation with the DIO or Academic Dean is required prior to initiation of all actions. In this case, the Academic Dean, Dr. James Falterman, was not consulted prior to the initiation of action against Dr. Cordova. Dr. Cordova did not raise this issue sooner for two reasons. First, on November 10, 2017, when Dr. Cordova was placed on probation, Dr. Karen Curry, Department Head, advised him, in a recorded conversation, that she had turned in several written complaints and spoken to "Jimmy" or Dr. Falterman who approved the plan.

Second, Dr. Cordova was dissuaded from speaking to Dr. Falterman by Dr. Nicholas Sells, Department Chief. This dissuasion can be confirmed from a June 11, 2018 recorded conversation wherein Dr. Sells states: "If you want to talk to Dr. Falterman, I encourage that too, however, I can tell you that he's going to say that Dr. Cordova came to me, what are the details and I will show him the details..." The House Officer Manual makes clear that the "details" should have been discussed with Dr. Falterman prior to initiation of any action.

Despite the misrepresentation and dissuasion, in early August of 2018, Dr. Cordova did ultimately meet with Dr. Falterman who confirmed that he was not consulted prior to discipline and that nonrenewal or immediate termination is not something he ordinarily consents to when there are no serious grievances. He further indicated that he wished Dr. Cordova would have come to him sooner.

B. Failure to issue a warning or reprimand prior to imposing probation,

Pursuant to Provision VI(A) preliminary academic intervention should have been imposed prior to the imposition of probation. Instead of a warning or reprimand, Dr. Cordova was immediately placed on probation. In the November 10, 2017 meeting Dr. Cordova asked Dr. Curry if anything could be done to prevent probation. Dr. Curry ignored the question and placed Dr. Cordova on probation without offering Preliminary Academic Intervention in violation of the House Officer Manual.

C. Failure to consult with the Clinical Competency Committee prior to the imposition of probation.

On November 10, 2017, Dr. Curry stated, in a recorded conversation, that she had submitted written complaints to the Clinical Competency Committee and they

PAGE 3 OF 8

recommended probation. However, this statement is inaccurate based on the statements made by several members of the Clinical Competency Committee. The Clinical Competency Committee did not issue a recommendation until the following month or on or about December 15, 2017 when they issued a remediation plan to Dr. Cordova via email. The Clinical Competency Committee's remediation plan differed from the remediation plan imposed by Dr. Curry. See Exhibit 4.

Moreover, during the November 10, 2017 meeting, Dr. Lonn Guidry, a member of the Clinical Competency Committee, was present when Dr. Curry notified Dr. Cordova that he had been placed on probation. After Dr. Curry notifies Dr. Cordova that he was being placed on probation and the requirements of remediation, Dr. Guidry can be heard stating, "So the plan changed?" Dr. Curry responds that "Jimmy" presumably Dr. Falterman said the previous plan was "too much." This statement was later determined to be a misrepresentation in that Dr. Falterman later confirmed to Dr. Cordova that he was not consulted prior to the imposition of discipline. Dr. Guidry also asked if the probation would be a part of Dr. Cordova's academic record and Dr. Curry told him that it would not. However, the letter regarding probation was sent to another residency training program.

D. Failure to follow the House Officer Manual procedure for Adverse Action.

On November 10, 2017, Dr. Cordova was advised that if he did not comply with the terms of remediation, he was at risk for nonrenewal. The probationary period was until February 28, 2018. However, on February 1, 2018, and despite the fact that the probationary and remediation period had not yet expired, Dr. Cordova was notified by Dr. Nicholas Sells of Dr. Curry's Request for Adverse Action and the intent to initiate proceedings that could result in immediate termination or non-renewal of his contract. Dr. Sells indicated that based on the allegations contained in the Request for Adverse Action, it was his opinion that the allegations had merit. However, Dr. Sells later admitted (in a recorded conversation) that Dr. Curry was not objective because she formed opinions about Dr. Cordova early on. (Recording of 5/21/18). This admission by Dr. Sells was also obvious to other members of the faculty and this lack of objectivity violates ACGME requirements found in Section V(A)(2)(b)(1) and due process requirements found in Section II(A)(4)(h) and Section II(A)(4)(l).

The January 30, 2018 Request for Adverse Action written by Dr. Karen Curry references Clinical Competency Committee meetings that occurred on January 8, 2018 and January 10, 2018. See Exhibit 2. However, Dr. Curry fails to mention that the Clinical Competency Committee did not recommend termination and/or nonrenewal of Dr. Cordova's contract as required by the House Officer Manual and the ACGME. Moreover, on January 8, 2018—the same day Dr. Curry alleges that the Clinical Competency Committee had a meeting—Dr. Cordova recorded a meeting he had with two (2) members of the Clinical Competency Committee (Dr. Lonn Guidry and Dr. Farha Khan) wherein the committee members agreed that Dr. Cordova was remediating properly and following the remediation plan to their satisfaction.

PAGE 4 OF 8

Also, on January 30, 2018, the very same day that the Request for Adverse Action was initiated, Dr. Cordova met with Dr. Elizabeth Borerro, another member of the Clinical Competency Committee. Dr. Borerro advised that Dr. Cordova's performance was "way improved." Dr. Borerro does not mention any recommendation that Dr. Cordova's contract would not be renewed. In fact, Dr. Borerro was surprised by the decision not to renew Dr. Cordova's contract because his alleged infractions were not serious and no patient was harmed.

Failure of the program director to exercise appropriate objectivity and/or to get a recommendation of the Clinical Competency Committee violates the ACGME requirements governing same. See ACGME Program Requirements, Section V(A)(1) et. seq. Additionally, Dr. Curry's Request for Adverse Action failed to follow the required format outlined in Provision VI(B)(4) of the House Officer Manual for two (2) mutually exclusive reasons. First, the Request references Exhibits that Dr. Cordova was not provided. Second, Dr. Curry does not include a brief statement of testimony expected to be given by each witness. Through Dr. Cordova and the undersigned's investigation into the validity of the allegations, the witnesses listed on the Request for Adverse Action will not testify consistently with the allegations. For instance, see the attached statements and letters of support from Dr. Julio Rodriguez-Quinones, Dr. Adam P. Giddings, Dr. Ali Sadeghi, Dr. Matthew Whittington, Dr. Steve Rees, and Carmen Morgan. See Exhibit 5. The attached letters of support and Dr. Whittington's clarification of what actually happened suggest that the allegations contained in the Recommendation of Probation and Request for Adverse Action are patently false or grossly exaggerated.

Finally, on February 8, 2018, or five (5) working days after his meeting with Dr. Sells to discuss the Request for Adverse Action, Dr. Cordova formally challenged the Request for Adverse Action in writing and noted that he was unable to completely address all of the allegations because he was not provided the exhibits referenced. See Exhibit 3. Dr. Cordova reserved his right to supplement his response once the exhibits were received. To date, Dr. Cordova has not received the exhibits despite repeated requests. Moreover and despite compliance with the House Officer Manual, the academic dean did not invoke the ad hoc committee as required.

The Request for Adverse Action failed to meet the due process requirements for four (4) mutually exclusive reasons. First, the Request for Adverse Action was initiated by a member of the faculty (Dr. Karen Curry) that the department head (Dr. Nicholas Sells) admitted lacked objectivity. Second, the Request for Adverse Action did not provide the referenced documentary evidence; therefore, Dr. Cordova did not have the required or sufficient notice of the allegations and charges against him. Third, the Request for Adverse Action failed to give a brief statement of the nature of testimony to be given by each witness. Fourth, the Academic Dean was not consulted prior to initiation of adverse action and did not initiate proceedings after Dr. Cordova formally objected. These deficiencies deprived Dr. Cordova of his due process rights and render the proceedings null and void.

PAGE 5 OF 8

II. Failure to Comply with the Agreement to Keep All Disciplinary Action Confidential.

On February 19, 2018, Dr. Cordova decided that due to the lack of objectivity and the toxic environment, it was best to accept contract non-renewal and pursue his education at another medical school. Dr. Cordova was clear in his communication that he was accepting contract renewal with the understanding that his privacy regarding the Request for Adverse Action would be respected. Dr. Sells agreed to notify faculty of Dr. Cordova's request for privacy. See Exhibit 6. On March 7, 2018, Dr. Cordova acknowledged his intent of non-renewal of his contract in writing. See Exhibit 7. There was never an acknowledgement or consent to discipline by Dr. Cordova. Nevertheless, on March 14, 2018, the Request for Adverse Action was sent to the University of Alabama Birmingham, Selma Family Medicine Program. When Dr. Cordova inquired into his privacy rights, he was told by Director of Graduate Medical Education, Kristi Anderson, that the documents had to be produced and required Dr. Cordova to sign a release to that information. Not surprisingly, Dr. Cordova has not been accepted into the UAB residency training program.

On April 3, 2018, the LSU Family Medicine Residency Program in Alexandria, LA, another residency training program that was interested in admitting Dr. Cordova sent a request to program director, Dr. Karen Curry. The program requested two (2) items from Dr. Curry: 1.) PGY-1 Curriculum list of rotations; and 2.) Statement with status of resident in good standing and statement of awareness of Dr. Cordova's interest in transitioning from Internal Medicine to Family Medicine. See Exhibit 8, the attached email from Kutheryn Burnaman. Rather than comply with the request, Dr. Curry replied:

ACGME requires a summative competency-based performance evaluation on transferring residents and verification of previous educational experiences. Will you need this? If so, can you please send another release for those items? See Exhibit 9.

Although the ACGME does require that before accepting a transfer resident the program director must obtain a summative competency-based performance evaluation, the program director of Alexandria did not request this information. Moreover, the ACGME provisions requires that the faculty discuss any evaluation with the resident and further requires that the program must provide objective assessments of competence. See ACGME Section V(A)(2) et. seq. Instead of following the ACGME requirements, Dr. Curry sent a Milestone Evaluation that Dr. Cordova had never reviewed. More importantly, the Milestone Evaluation was substandard and indicated that Dr. Cordova's skills on each of the areas of core competency was "Conditional on Improvement." See Exhibit 10.

The evaluation was not requested by the program director and it is not a summation of Dr. Cordova's evaluations as required. In fact, the evaluation was contrary to the reviews Dr. Cordova received throughout his residency. It is also questionable that the Clinical Competency Committee prepared the Milestones Evaluations as required by ACGME guideline V(A)(1)(b)(1)(b). Even if the Clinical Competency Committee did prepare this Milestone Evaluation (which Dr. Cordova sincerely doubts) the Clinical Competency

PAGE 6 OF 8

Committee did not review this evaluation with Dr. Cordova as required by Provision (V)(A)(1)(b)(1)(a). The evaluation submitted to the Alexandria and UAB residency training programs also violates the House Officer Manual Provision IX.A.3., which requires that the evaluation must be reviewed with the House Officer and signed by the House Officer and the Program Director. Moreover, the evaluation did not include Milestones assessment, case logs data, House Officer Evaluations, and a statement regarding the House Officer's ability to practice with or without supervision. Alarmingly, this inappropriate and substandard evaluation was not requested, not objective, and effectively sabotaged Dr. Cordova's chances of transferring to another program.

III. Failure to Follow the House Officer Manual and ACGME Guidelines for Contract Renewals.

Pursuant to Section IV(H) of the House Officer Manual:

All written agreements of appointment/contracts are for one year and each House Officer must be reappointed for each subsequent year of training, contingent upon satisfactory completion of the current post-graduate year and assurance that all requirements are met for progression. Contract renewal is subject to mutual written consent of the Department Head and the House Officer. A contract renewal must be made in a timely manner in accordance with ACGME requirements as outlined in the School of Medicine Policy and Procedure Manual and with dates set by the GME office.

Although Dr. Cordova completed his intern year successfully, his contract was not renewed. After the UAB and Alexandria programs received the inappropriate and incomplete documentation, Dr. Cordova knew that his chances of transferring were very slim. Dr. Cordova wrote a letter to Dr. Curry and Dr. Sells requesting that he be reinstated. On June 11, 2018, in a recorded conversation, Dr. Sells advised Dr. Cordova that "you're going to get an intern certificate, but your program director has said that she no longer wants you in her program for obvious reasons." Dr. Cordova met the requirements of progression and should have been allowed to renew his contract. Moreover, the reasons why the program director no longer wanted Dr. Cordova in the program are not obvious to him. It is Dr. Cordova's firm belief that the bias formed by Dr. Curry was motivated by personal reasons rather than his competency as a doctor.

IV. Violations of Equal Opportunity Employment Policy

The House Officer Manual Provision IV(F) indicates that LSU Health Sciences Center is committed to providing equal opportunity to all members of the LSU Health Sciences Center Community. During the course of interviewing various witnesses regarding Dr. Cordova's alleged transgressions, several witnesses indicated that Dr. Cordova was not treated in the same manner as other residents. For instance, see the statement of Carmen Morgan who stated that she personally observed more egregious behavior than Dr. Cordova was accused of and other residents were not disciplined.

Several other witnesses who wished to remain confidential will likely speak to Human Resources or any other appropriate authority provided they will be shielded from retaliation. These witnesses described a hostile and toxic work environment in which members of upper management pressured other individuals to file complaints against residents they did not like that were unwarranted. The witnesses also described an environment riddled with favoritism, unprofessional conduct, and gossip. This work environment was confirmed by Dr. Sells in a recorded conversation that occurred on May 21, 2018. The witnesses that are relevant to this matter also confirmed that the treatment of Dr. Cordova was based on personal bias rather than his competency as a doctor. Dr. Cordova respectfully requests an investigation into this matter pursuant to the House Officer Manual Provisions IV(C) and IV(F).

V. Violations of the Sexual Harassment Policy

Section IV(C) of the House Officer Manual indicates that the School of Medicine is committed to providing a professional work environment that maintains equality, dignity, and respect for all members of its community. In keeping with this commitment, the School of Medicine prohibits discriminatory practices, including sexual harassment. Sexual harassment is defined in pertinent part as unwelcome propositions regarding one's sexuality, sexual experience, or attention to an individual's body. It also includes unwanted sexual innuendo, suggestions, or jokes.

On March 9, 2018, Dr. Nicholas Sells, Section Chief, in a recorded conversation, can be heard making inappropriate references to "orgies." On May 21, 2018, and in violation of the House Officer Manual provisions regarding Sexual Harassment, Dr. Sells (in a recorded conversation) can be heard inappropriately commenting on the fact that Dr. Cordova shaved his arms and legs. Dr. Sells also made inappropriate comments that Dr. Cordova may be interested in pursuing a medical career in pharmaceutical sales because it would allow him to travel and be unfaithful to his wife.

Also on May 21, 2018, in a recorded conversation, Dr. Sells, can be heard stating to Dr. Cordova that "Life is not a dick measuring contest. It's not about celebrating your size or what you can or cannot do with it...I'm proud of what little I've got." Although Dr. Cordova nervously laughs on the tape recording, he in no way initiated or welcomed this unprofessional and inappropriate conversation. Dr. Sells then goes on to discuss sex, the use of Cialis, and a penis pump in an unprofessional and inappropriate manner.

On this same recording, Dr. Cordova can be heard apologizing for disappointing Dr. Sells and further asked if there was something Dr. Sells liked at the time he interviewed with the program. Dr. Sells responded, "There was and then you came here and showed your ass...such that you got drug into my office. I said, let me be sure he understands what the expectations are, that was my defense. Then when I tried to make those expectations known, crazy Cory comes out."

The recorded comments of Dr. Sells exemplifies the unprofessional and hostile work environment that Dr. Cordova and others within the program are forced to endure. Even

PAGE 8 OF 8

the Director of Graduate Medical Education, Kristi Anderson, admitted that residents are fearful of retaliation. Other witnesses will also confirm the lack of professionalism, favoritism, and disproportional treatment that some residents receive.

Dr. Cordova respectfully requests that the violations to his due process rights, breach of confidentiality, and other violations articulated herein be immediately investigated and that he be afforded all equitable relief. This relief may include, but is not limited to, immediate reinstatement, a due process hearing, redaction of unwarranted discipline from his permanent academic record, investigation into the actions of Dr. Karen Curry and Dr. Nicholas Sells, and protection from further retaliation by members of the LSU staff.

Best regards,

CHRISTINE M. MIRE

cc: Dr. James Falterman, DIO and Associate Dean (jfalte@lsuhsc.edu) Dr. Karen Curry, Program Director Internal Medicine (KCurry@lsuhsc.edu) Kristi Anderson, Director of Graduate Medical Education (kmetoy@lsuhsc.edu) Dr. Nicholas Sells, Section Chief of Internal Medicine (nsells@lsuhsc.edu) Dr. Bo Sanders, Chairman of Internal Medicine (csande@lsuhsc.edu) Dr. Charles W. Hilton, Associate Dean for Academic Affairs (504) 599-1453 Jason Johnson, Human Resources (jjoh46@lsuhsc.edu)

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School of Medicine
Department of Internal Medicine

November 10, 2017

Corey Cordova, M.D. 210 Wind Haven Lane Lafayette, LA 70506

Dear Dr. Cordova:

Request for Adverse Action

After the Clinical Competency Committee carefully reviewed your resident performance on Monday, October 30, 2017, you are being placed on probation for this academic year effective November 10, 2017.

List of Deficiencies / Reasons:

This recommendation for probation is based on the recommendations of the Clinical Competency Committee due to your substandard performances in the following competencies:

- 1) Patient Care:
 - a. Poor organizational and time-management skills reflected in:
 - i. Inability to write timely and accurate orders. Examples of this include:
 - Complaint from upper level resident regarding your time management on the service.
 - Verbal complaint by LGMC faculty and upper level regarding time management causing you to start working late, or causing a delay of the incoming resident to begin work.
 - ii. Inability to work effectively as a team player. Examples of this include:
 - Not informing your upper level resident of an ICU admission at LGMC.
 - Failure to consistently follow through on orders that you were specifically instructed to complete on your patients. Examples of this include:

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EXHIBIT 1

- Insisting an emergency cardiac catheterization be performed on a patient when your upper level resident assured you that it was not clinically indicated.
- d. Inability to write timely and accurate orders.
 - Example: Report by upper level that you would not review the patient's record when being called with problems at night.
- 2) Interpersonal Skills/Communication Skills:
 - a. Disrespectful, condescending behavior with residents and staff. Examples include:
 - Outward burst in a hospital meeting that the ER staff consulted medicine inappropriately. Addressed in a meeting with Department Head and Program Director, July 2017.
- 3) Professionalism:
 - a. Untruthful behavior and repeated tardiness. Example:
 - Reporting you were late only one time during night float; however, discovered you were late to multiple shifts.

Remediation Plan:

- 1) Patient Care:
 - a. You must answer pages within a reasonable period of time (within 5 min) unless providing emergency care of a patient.
 - b. You are expected to present at least 2 of your cases during morning report during your block of wards.
- 2) Medical Knowledge:
 - a. Participate in formal remediation plan under the direction of Dr. Lonn Guidry. Dr. Guidry will decide the terms of the remediation plan and you are to adhere to his recommendations and details of the plan until the end of your probationary period, or until notified by the program director.
- 3) Interpersonal Skills/Communication Skills:
 - a. You must demonstrate a graded improvement in your performances on both your evaluations from faculty, gratis faculty, nursing staff and peers. Below average evaluations in any of the 6 competencies will result in further action, which may include non-renewal or termination.

b. You must meet with the Program Director at least monthly to discuss your progress. You are to initiate the meetings when convenient for your schedule.

4) Professionalism:

- a. Your attendance for MR and NC will not decrease below 90%. You will not be tardy. Your participation and your engagement will be monitored.
- b. Evaluations by your faculty, supervising residents and hospital staff will need to reflect improvement in professional behaviors.
- c. You are expected to report to work on time and stay until the end of your shift,
- d. You are expected to log your duty hours by Sunday of each week.
- e. You must complete the module on professionalism which will be given to you by Dr. Borrero within 5 days of receipt.

Duration of Probation:

The length of the probation will be no longer than 3 months ending on or before February 28, 2018.

Consequences of unsuccessful Remediation:

Failure to comply with the requirements above may result in extension of the probation or non-promotion or immediate termination.

Appeal Process:

Should you desire to appeal this probation, you must follow the Due Process procedure outlined in the LSU House Officer Policy and Procedure Manual under Probation.

Sincerely,

Karen Curry, MD

Program Director, Internal Medicine



University Hospital and Clinics Department of Internal Medicine

January 30, 2018

REQUEST FOR ADVERSE ACTION ATTN: Nicholas Sells, M.D. Chief of Internal Medicine From: Karen Curry, M.D. Program Director

Proposed Disciplinary Action:

- 1. Non-renewal of House-officer Contract
- Strong consideration for immediate termination for continued deficiencies during probationary period.

Background: Cory Cordova, M.D. started his residency training on 7/1/17. He had difficulties early on with deficiencies in patient care such as poor organizational and management skills and inability to work effectively as a team player. Deficiencies in interpersonal and communication skills and professionalism were noted as well. He was placed on probation 11/10/17 and was given a remediation plan. In that plan he was instructed to answer pages within a reasonable period of time (within 5 minutes) unless providing Emergency Care of a patient, he was also expected to have graded improvement on evaluations from faculty and peers. He was told below average evaluations could result in termination. Evaluations from upper level residents were expected to reflect respectful behavior. The length of his probation was to be no longer than three months. Since being placed on probation he has been noted to have deficiencies in four of the six competencies as discussed below.

Deficiencies in Patient Care:

1. Failure to answer a page from the Emergency Room for a week. Incident filed on the day resident was placed on probation (November 10, 2017). Dr. Cordova met with Dr. Khan on multiple occasions concerning this infraction. She informed him even though he was on an outside rotation he needed to answer pages from our Emergency Room. This call was in regards to one of his clinic patients who left AMA with a subdural hematoma. The patient then went to Pulmonary Clinic where Dr. Broussard addressed the patient's needs.

Witnesses: Brad Broussard, M.D., Farha Khan, M.D., Matt Whittington, M.D. Evidence: Attached copy of Emergency room visit, EMR 3145299, Copy of Emails labeled "Exhibit A"

Poor Evaluations from faculty and peers reflecting disrespectful behavior, documenting
inaccurately, and not obtaining a complete history.
 Evidence: Peer and faculty assessments copied from New Innovations 1/30/18 and labeled

"Exhibit B"

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Deputy Clerk of Court

- 3. Delay in submitting progress notes: During the Clinical Competency Meeting on 1/10/2017: Dr. Borrero reported notes are not submitted in a timely manner. Witness: Elizabeth Borrero, M.D.
- 4. Failure to accurately document patient's medication. History and physical reviewed from admit in December while on night float and placed in resident's folder. (Dr. Cordova failed to document the patient was taking hydrochlorothiazide and had in fact come in with side effects of that medication). The PGY-2 resident addended the note to reflect correct medication. When I brought up this issue with him December 19, 2017 he stated "Dr. Yasin performed the medication reconciliation." (Dr. Cordova had listed some medications in his H & P).

Witnesses: Samiya Yasin, M.D., Karen Curry M.D. Evidence: EMR of MR# 374233. Copies of records labeled "Exhibit C"

5. Plan to discharge a patient on inappropriate medications. Dr. Jacob reported that Dr. Cordova blindly checked off all medications to be continued at home without noticing many of those medications had been changed during the patient's hospitalization. The medications he had checked off to continue were both Levothyroxine and Methimazole which are counteractive, as well as both an ACE inhibitor and an ARB.

Witness: Greg Jacob, M.D.

Evidence: EMR 2670262 (Date of Discharge 1/4/18)

6. Suboptimal patient care during clinic week 1/16 &1/18: I met with Dr. Cordova 1/24/18 to give him feedback from clinic week. Issues brought up to him were the need to take a complete history when he sees a patient for the first time, not to assume chest pain radiating to left arm was musculoskeletal in a patient with risk factors for CAD, and the importance of looking at a patients labs and radiological studies that were done since their last visit as to not miss significant increase in transaminases, and various abnormalities on CT scans. Witness: Karen Curry, M.D.

Evidence: Attached feedback Card and copies of clinic notes with additional comments included. Labeled "Exhibit D"

Deficiencies in Medical Knowledge:

1. Failure to admit to error in medication: I reviewed several History and Physicals during rotation on night float in December.

Issues pointed out to resident during meeting with him Dec. 19 include giving anticoagulation to a patient with a recent GI bleed and suspected Dieulafoy's lesion requiring transfusion. When I pointed this out, Dr. Cordova said, "That was not my order." When I reviewed the history and physical again, I did notice that the Lovenox was documented in his plan of care. Witnesses: Samiya Yasin, M.D., Karen Curry, M.D.

Evidence: EMR of MR# 193312. Copy of record labeled "Exhibit B"

Submitting poor quality cardiology consultation notes: Dr. Khan reported poor and incomplete progress note on MR 11735 dated 1/26/18 and initial consultation on MR 3053316 dated 1/29/18.

Witness: Farha Khan, M.D.

Evidence: Copies of progress note and consultation note labeled "Exhibit H"

Deficiencies in Interpersonal and Communication Skills

1. Poor Team Work: During the Clinical Competency Committee Meeting 1/10/18; Dr. Borrero reported that Dr. Cordova made the medical student do an ICU History and Physical and also pulled the medical student from a 1:1 teaching session with her to perform another H&P. It was also reported that she feels he does not carry his share of the work load, writing notes on about 40 percent of the patients. He also shows no interest in patients on his team that he is not writing notes on. The entire team was to show up on sign out rounds with Dr. Borrero 1/10/17 and he was not present for sign out rounds. Dr. Borrero stated, "Dr. Cordova's lack of being a team player is bothersome."
Witness: Elizabeth Borrero, M.D.

Deficiencies in Professionalism:

- 1. Falsely accusing upper level resident of inappropriate behavior: Dr. Cordova reported to both Dr. Khan and Dr. Clark his upper level inappropriately made him perform a rectal exam at 5:00 am. The patient in question had developed saddle anesthesia and in fact was diagnosed the next morning with cauda equina syndrome. I had called Dr. Yasin earlier that evening and asked her to perform the exam with Dr. Cordova. He first told Dr. Clark that Dr. Yasin had woken him up at 5:00 am. When I met with Dr. Cordova with Dr. Clark he stated that he said they woke the patient up. He also said he did not know why they were doing a rectal. Dr. Yasin reports she discussed the saddle anesthesia with Dr. Cordova in the presence of nursing staff. Dr. Khan also reported to me Dr. Cordova informed her Dr. Yasin had made him do a rectal exam at 5:00 am for "no reason". On review of the above mentioned case, I was unable to find documentation of Dr. Cordova's rectal exam.
 - Witnesses: Dr. Samiya Yasin, Tina Clark, M.D., Farha Khan, M.D. Evidence: Copy of text exchange between Dr. Cordova and Dr. Yasin. EMR MR # 3251428. Copy of pertinent portions of History and Physical, copy of MRI results. Labeled Exhibit F
- 2. Untruthful Behavior: During the clinical competency committee meeting on 1/5/18 Dr. Borrero discussed the inconsistencies in Dr. Cordova's claim that Dr. Sadeghi was going to write up Dr. Yasin (his upper level resident) for unprofessional behavior. In fact Dr. Sadeghi had been out on sick leave and had not worked with Drs. Yasin or Cordova. I confirmed with Dr. Sadeghi that he did not intend to write Dr. Yasin up.
 Witnesses: Elizabeth Borrero, M.D., Ali Sadeghi, M.D., Farha Khan, M.D.
- 3. Failure to follow through with an order placed/Rude behavior. Dr. Cordova ordered an ultrasound on a patient on Sunday January 7th. The following day when the ultrasound technician, Michelle Comeaux, asked him if he still wanted test done as the patient had eaten, he replied "That is not my patient, it belongs to team 3." She notified me and stated she had no idea how to even find out who team 3 was.

Witness: Michelle Comeaux Evidence: HMR MR# 3253889; Copy of order labeled "Exhibit G"

4. Untruthful behavior: Dr. Khan reported to me 1/25/18 that Dr. Cordova stated he had not answered a message for over a week because he did not receive the message. On further investigation, it was proven he did indeed open the message but did not address it. Dr. Khan spoke to Dr. Cordova a second time 1/25/18 and he continued to dony he opened the message. Witness: Farha Khan, M.D.

Evidence: EMR 2597597, Saved recording of when message was opened by Dr. Cordova held in Cerner.

I appreciate your time in evaluating this matter,

Karen G. Curry, M.D.
Program Director
University Hospital and Clinics
2390 W Congress Street
Lafayette, LA 70506

FILED THIS DAY OF

Deputy Clark of Court

University Hospital and Clinics Department of Internal Medicine LSU-HSC / University Hospital and Clinics 2390 West Congress Street Lafayette, La. 70506

February 8, 2018

Dear Department of Internal Medicine,

RE: FORMAL LETTER OF RESPONSE - REQUEST FOR ADVERSE ACTION

In compliance with the LSU School of Medicine New Orleans House Officer Manual, please accept this correspondence to constitute a formal response in reference to a Request For Adverse Action that I received on February 1, 2018. [Please note; that the Request For Adverse Action letter which I received contains numerous references to "attached" exhibits which were not provided to me. I am therefore youngle to completely address all of the allegations which may arise from the missing exhibits and would like to reserve my rights to supplement this letter once those exhibits are provided to me.

Responses:

Deficiencies in Patient Care:

1. Failure to answer a page from the Emergency Room for a week.

I received a text message on 11.16.17 at 3:24 PM from Dr. Curry stating that "One of your clinic patients John Romero MR 3145299 went to the ER Friday and was diagnosed with a subdural hematoma. He left AMA. Dr. Whittington tried to page you." My pager did not alert on Friday (11.10.17). According to the date and time of the patient note, and when I was paged, I was meeting with Dr. Curry and Dr. Guidry at that time. I have read the ER note from Dr. Whittington on Friday 11.10.17. States that patient had an MRI done earlier that day and a subdural hematoma was found. Dr. Whittington encouraged the patient to seek Neurosurgical consultation at another facility and the patient denied. Left AMA. Dr. Whittington further stated in his note that he was calling to inform me that the patient was leaving AMA and the findings of the MRI. Patient was asymptomatic at the time of presentation. GCS 15. MRI report by radiologist states that the hematoma was chronic in nature. I called the patient at 6:28, no answer, no call back. I called Dr. Curry at 6:33 PM, no answer, no call back. I called Dr. Khan (Clinic Dr. and Advisor) at 6:47 PM, no answer, no call back.

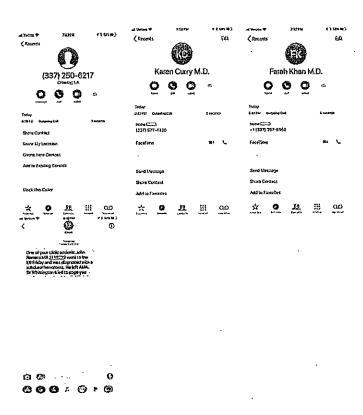
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Deputy Clerk of Court

EXHIBIT

3



Quality of original in poor condition

On 11.17.17 at 4:03 PM I sent this message to Dr. Curry:



Mark as unread

Dr. Curry - I just wanted to follow up with you regarding the patient that you texted me about. I reviewed the ED note and tARI yesterday evening. Patient has a chronic subdural hematoma (per son). Patient was sent to ED from xray. Dr. Whittington encouraged patient to seek further foremore updated and signed out AMA. I called the patient yesterday evening at 6:30, no answer, no call back. I called the patient again this morning and spoke with his son (Ray). He stated that his father has had this subdural hematoma for quite some time now. White in the ED he was stuck Sx in the right arm and 5x in the left arm, became frustrated and mad. Signed out AMA. I called back again at 3:00 this alternoon, patient was unavailable, but I did speak with Ray his son again. He stated that his father is doing fine and the CT went of this morning, I raviewed the Head CT from this morning which indicated no Interval change regarding the subdural hematoma from the last MRI. I have a support of the subdural hematom from the last MRI. I state that his father should seek neurosurgical referral for further evaluation of his subdural hematoma. He stated that his father, "didn't want to do that." I notified him that if his father began to experience any new symptoms, such as headaches, nausea, vomiting, loss of motor or loss of sensation that he should come back to the ED. Ray (son) voiced understanding.

While on an external rotation, at another hospital, I have never been contacted by the UHC ED regarding a patient that left AMA. I was unsure about what to do, so I did what I felt was best for the petient, which was to notify him of the seriousness of his subdural hematoma. I have discussed this with Dr. Khan. She was unsure why the ED was contacting me regarding a patient that left AMA. Is there anything else that I need to do?

Thanks.

Cory

On 11.17.17 at 5:46 PM Dr. Curry Replied:

Curry, Karen 5th 11/57/2017 5-46 214

Mark as unread

To: Cordova, Joseph C.:

You forwarded this message on 11/17/2017 7:11 PM.

The ER will occasionally try to get in touch with a patients primary care physician when they have a particular concern. The issue here is the ER couldn't reach you. They ended up calling me. On Monday I asked Dr Whittington if you ever called back and he said you had not I mentioned all this to Dr Khan.

The patient went to Pulmonary clinic Tuesday to schedule a bronchoscopy from what I understand. Dr Broussard felt his neurological issue needed to be sorted out prior to the bronchoscopy.

I would discuss further management with the faculty you signed out to on the patients last clinic visit.

Thanks Dr Curry

Sent from my iPhone

My pager had not alerted in roughly 6 weeks. I had been off campus at LGMC ICU (October 2017) and my next block was Rehab at LGMC Southwest (November 2017). The ED note written on 11.10.17 by Dr. Whittington states that he was trying to contact me to notify me of the patients MRI findings and that the patient had left AMA. In further discussing this with Dr. Khan, I am still unaware of what was requested of me or how I could have helped with a patient that left AMA, being my primary obligation was PMR at LGMC Southwest. Also, if Dr. Curry knew.about this on 11.10.17, why did she walt until 11.17.17 (7days) to notify me that Dr. Whittington was trying to reach me? Exhibit A was not included in the packet I received. To this day, I have no explanation why I did not receive the page at issue. I acknowledge receiving the text later from Dr. Curry and

have addressed the issue with Dr. Whittington to his satisfaction. In fact, attached please find a letter from Dr. Whittington concerning my handling of this matter and his evaluation of my residency.

2. Poor evaluations from faculty and peers.

I categorically dispute the allegation that I have multiple poor evaluations from faculty. As you can see from the attached faculty reviews that were downloaded from New Innovations, all evaluations were satisfactory (a few even superior) except for one. There are no peer reviews in New Innovations at this time. Exhibit B was not included in the packet I received. As one can see, the only poor evaluation is from Dr. Borrero. With regards to Dr. Borrero, please see response below.

3. Delay in submitting progress notes in a timely manner.

This is the first time that anyone has formally complained of late submission of progress notes. Moreover, I do not recall any conversations with any faculty or mentor regarding progress notes that were not submitted in a timely manner. The date, time and progress notes that were not submitted in a timely manner were not provided in this packet. I am unaware of a time in which the submission of my progress notes were deemed to be untimely. I am unaware of a time in which Dr. Borrero discussed with me what specific time constitutes timely. Had this been brought to my attention, I would have worked very hard to correct this immediately.

4. Failure to accurately document patient's medication

This event apparently occurred on or around the middle of December. Neither the triage nurse or pharmacy representative documented this medication for this patient at the time of admit to the ED. The chart does not establish that this patient was on the medication except for Dr. Yasin's addendum. In fact, when formulating an admission H&P the medications are automatically populated in my note. It is my understanding that the medications the patient is taking are verified by the nurse and/or pharmacy representative during a medication reconciliation upon admission to the ED. In review of the medical record and my admission note, Hydrochlorothiazide was not automatically populated. When reviewing the "Medication Lists" tab within Cerner, Hydrochlorothiazide is not listed. When reviewing the "Dr. First Medication Management" tab within Cerner and assessing all medications that are listed as "C" for Compliant, Hydrochlorothiazide is not listed. I am unaware of why Dr. Yasin has included Hydrochlorothlazide in her addendum and/or why Hydrochlorothiazide is deemed as being correct. Dr. Yasin performed the medication reconciliation apart from me, as there was very little communication between the two of us. Had this item been brought to my attention in December, I would have worked very hard to seek resolution immediately. Exhibit C was not included in the packet I received.

5. Plan to discharge a patient on inappropriate medications

I am unware of the date and time in which Dr. Jacob reported to me that I blindly checked off all medications to be continued at home. I was not provided with a written testimony from Dr. Jacob of the date and time in which I blindly checked off all medications.

In further reviewing the medical record, a note was entered by Christian LeJeune on 01.05.18 at 15:18 stating that,

"SWCM assisting in clarification of d/c meds. Patient has incorrect name in system due to DMV error on license. However, the incorrect name (wrong middle initial) is identical to another patient of Deedee Luke MD in the area and further they have the same birthdate. Their medications in the Dr. First got crisscrossed and caused a fair amount of confusion as well as allowing for medication errors while inpatient causing delays in d/c. Spoke w/Luke MD office and we verified the medications were crossed in the Dr. First and they are in fact two different people and also our patient is being treated for cancer and the other is not. Borrero MD assisting in correcting medications. SWCM changed

patient's name in PM Conversations and instructed her and family to change the name on her driver's License or get a new ID card w/ correct name of Mary J Stelly. They verbalized understanding and safety concerns if there is failure to change information on driver's license or get new ID. Will speak w/ medical records to inform SWCM had patient's name changed to the correct one and to combine medical records if need be. Will continue to assist if needed."

In further reviewing the medical record Inpatient Cilnical Summary on 01.05.18 at 15:32, patient was discharged home with Losartan. There is not an ACE Inhibitor on the discharged home list. Levothyroxine and Methimazole are not on the discharge home list.

6. Suboptimal patient care

I did receive feedback from Dr. Curry on 01.24.18 regarding the previous clinic week. I am grateful for her feedback and teaching points that have helped me to improve in the clinic setting. This improvement has been demonstrated with more comprehensive Cardiology clinic notes (which was my next block) and further confirmed with Dr. Hardwick's feedback card while on Cardiology. Please see attached. Exhibit D was not included in the packet I received.

Deficiencies in Medical Knowledge:

1. Failure to admit to error in medication

While on night float each work shift, beginning 12.12.18 and persisting through 12.18.17, each admission note that I wrote, I was not allowed to participate and/or exchange in a meaningful conversation with Dr. Yasin regarding the decision-making process as it pertains to the admitting diagnosis and treatment of each patient. Each instance in which we returned to the cell room from the ED after seeing an inpatient consult, Dr. Yasin reported to her room, alone. When asking her for direction regarding the diagnosis and treatment of each patient admitted to the inpatient service, she replied with, "just put what you think in the assessment and plan and I will put your corrections in my addendum." In reviewing my admission notes, Dr. Yasin had placed corrections in her addendum and did not discuss them with me prior to doing so.

In reviewing the medical record for this patient, I am unable to find an order for anticoagulation, which was further stated in Dr. Yasin's addendum, however my note incorrectly stated Lovenox 60mg for DVT Px. I have learned from this oversight. Had this been brought to my attention during the time the patient was admitted, I would have worked hard to correct this typo immediately by adding an addendum to the patient note, Exhibit E was not included in the packet I received.

2. Submitting poor quality cardiology consultation notes

White on Cardiology service, James Hardwick MD was my attending and Scott Laura MD was the fellow. Regarding MRN 3053316, I did what I was advised to do by Dr. Hardwick and Dr. Laura, in that, put a brief consult note in the chart so we have documentation before the TEE is done this afternoon. A physical exam was not documented because I did not perform one. At the time I saw the patient, she was on dialysis and I could not hear anything with the dialysis machine active next to her bed. Regarding MRN 11735, I am unable to locate a progress note submitted by me dated 01.26.18.

Dr. Hardwick discussed with me that Dr. Curry called him to discuss these items. Dr. Hardwick stated to me that he notified Dr. Curry that I did what I was instructed to do. Dr. Hardwick also stated that the Internal Medicine department would like me to prepare notes as if I were on the IM service, however tailor them to the needs of cardiology. Once notified of this request, my notes were corrected immediately as demonstrated with the attached cardiology consultation note. Exhibit H was not included in the packet I received.

Deficiencies in Interpersonal and Communication Skills

1. Poor team work

I categorically deny this allegation. It is possible that Dr, Borrero is confusing me with an another resident. The date, time and MRN of the ICU patient in which I made the medical student do a history and physical has not been provided to me. A written testimony from the medical student of the date, time and MRN of the ICU patient in which this occurred has not been provided to me. A written testimony from a witness of the date, time and MRN of the ICU patient in which it was witnessed that I made the medical student do a history and physical has not been provided to me. It is noteworthy that as a first year resident, I cannot be involved in the care of an ICU patient, therefore, it is apparent that Dr. Borrero is simply mistaken in her accusation.

The date, time and MRN of the patient in which I pulled the medical student from a 1:1 teaching session to do another history and physical has not been provided to me. A written testimony from the medical student of the date, time and MRN of the patient in which I pulled the medical student from a 1:1 teaching session to do another history and physical has not been provided to me. A written testimony from a witness of the date, time and MRN of the patient in which it was witnessed that I pulled the medical student from a 1:1 teaching session to do another history and physical has not been provided to me. Again, as a policy, I am not allowed to be involved in the care of ICU patients at UHC Lafayette, La.

The service in which I was actively rotating and only saw 40% of the total patients has not been provided to me. The total number of patients, the number of patients I saw and a percentage equaling 40% has not been provided to me.

A written testimony of the date, time and MRN of the patients that I have shown no interest has not been provided to me. A written testimony from a witness of the date, time and MRN of the patients in which it was witnessed that I showed no interest has not been provided to me. Dr. Borrero has claimed that on 01.10.17 I was not present for sign out rounds. On the date 01.10.17 I was not a resident physician at UHC Lafayette, La. I began residency 07/2017.

Deficiencies in Professionalism

1. Falsely accusing upper level resident of inappropriate behavior

On Monday 12.18.17 at 04:31, Dr. Yasin asked me to go to the ER and retrieve an FOBT card and Developer as we were to do a rectal exam on MRN 3251428 in room 621 at UHC Lafayette, La. I reported to room 621 at UHC Lafayette, La. with the FOBT card and developer. Dr. Yasin arrives and enters the patient's room. Patient is asleep with his back towards the door. Wife is awake in chair at bedside. Dr. Yasin introduces herself and I and states that we need to do a rectal exam on her husband. Wife replies, "he's asleep, the nurse just gave him his medication." Dr. Yasin proceeds to wake Mr. Hebert to notify him that we are here to do a rectal exam. Dr. Yasin asks me to do the rectal exam and I comply with DRE, assessing for blood and rectal tone. There was no blood per FOBT card and rectal tone was intact. A written testimony from Dr. Yasin of the date and time in which I was notified of saddle anesthesia as the reasoning of a rectal exam has not been provided to me. A written testimony nursing staff of the date and time in which it was observed that Dr. Yasin notified me of saddle anesthesia as the reasoning of a rectal exam has not been provided to me. A written testimony nursing staff of the date and time in which it was observed that Dr. Yasin notified me of saddle anesthesia as the reasoning of a rectal exam has not been provided to me. I did not document a rectal exam in the chart as this was an oversight on my part. Had this been brought to my attention at the time this occurred, I would have worked very hard to submit a procedure note for a rectal exam immediately, Exhibit F was not included in the packet that I received.

Also, the allegation is "falsely" accusing an upper level resident where, in fact, all I did was report the facts of the matter to Dr. Clark without making an accusation of inappropriate behavior. I categorically deny filing any sort of accusation of any kind against an upper level resident. Finally, I

accurately reported the incident and therefore there was no falsehood in my communication to Dr. Clark.

2. Untruthful Behavior

I categorically deny having any conversation with Dr. Sadeghi in which I lied or was untruthful. I did speak with him regarding the above incident but deny requesting that he report the upper level for inappropriate behavior. Moreover, I never had any conversation about this matter with Dr. Borrero. The date, time and written testimony from Dr. Borrero in which I discussed with her that Dr. Sadeghi was to write up Dr. Yasin for unprofessional behavior has not been provided to me. A written testimony from a witness of the date and time in which it was observed that I discussed with Dr. Borrero that Dr. Sadeghi was to write up Dr. Yasin for unprofessional behavior has not been provided to me.

3. Failure to follow through with an order placed / rude behavior

I do not know Michelle Comeaux and do not recall any conversation with anyone by that name. I have not been provided with written testimony from Michelle Comeaux of the date, time, MRN and exact exchange, such as, "that is not my patient". I cannot defend against accusations of this nature without having more specific information. Accordingly, I deny ever having responded in this way.

4. Untruthful behavior

I discussed a matter involving a miscommunication with Dr. Kahn which I believe, as I was not provided with any details, is the basis for this accusation. It involved my misread of a message concerning Dr. Kahn or the ambulatory clinic and subsequent confusion on my end. I explained the honest mistake to Dr. Kahn to her satisfaction and there was no untruthful behavior. I categorically deny this allegation to the extent I have correctly guessed its origin.

FILED THIS

Deputy Clerk of Court

LSU HEALTH SCIENCE CENTER - University Hospital and Clinics Internal Medicine Residency Program Clinical Competency Committee Corrective action /remediation Plan

Dr. Cory Cordova

Requirements

- 1. Report to your upper /senior resident for every shift
- 2. Must stay total shift hours/end of shift
- 3. Notify your upper level if you are late
- 4. Understand that all tardiness will be reported to faculty and documented
- 5. Be present for all transition of care sign-out during Ward rotations and for Night float rotation
- 6. Attend 100 percent of Morning report and noon conferences and committee assignments
- 7. Complete required modules on Professionalism and communication provided by Dr. Borrero
- 8. Present two cases for Morning report for each Block of wards-
- 9. Write at least 50 percent of all progress notes on your service
- 10. Complete all progress notes prior to rounds
- 11.Demonstrate respect for all senior residents
- 12. Meet twice a month with Dr. Guidry & Dr. Khan for progress reporting
- 13. Write out and answer 15 ITE objectives that you have answered incorrectly per week and turn in to Dr. Clark each Friday

Any noncompliance of above requirements will result in punitive action by Program Director.

EXHIBIT

Figure 4



February 15, 2018

UAB/Selma Family Medicine Kandice Collins, Program Coordinator 1023 Medical Center Parkway, STE 200 Selma, AL 36701

Dear Ms. Collins,

Teaching Tomorrow's **Physicians** in Acadiana Today!

University Hospital & Clinics provide graduate medical education in

Family Medicine Cardiology Gerlatrics -Internal Medicine OB/GYN Ophilial mology Orthopedics Otolaryngology General Surgery

It is my pleasure to write in support of the application of Dr. Cory Cordova to your Family Medicine Residency Program. I have been an educator for years with considerable experience in national organizations and academic institutions. I worked closely with Dr. Cordova during his Internal Medicine residency program training and I supervised him while in his emergency department rotation. As is evident form his CV, Cory has excelled throughout his career with many notable accomplishments. While he was on the emergency medicine rotation, he demonstrated exceptional interest in emergency medicine and voiced his desire to change from the Internal Medicine program to a Family Medicine program and eventually performed an Emergency Medicine Fellowship. As his attending physician during his emergency medicine rotation, I noticed abilities and clinical knowledge that make him a good candidate for an emergency medicine residency program. While observing Dr. Cordova's clinical abilities, I noted his excellent knowledge, clinic skills, patient care, and leadership. I have worked with Dr. Cordova in both the inpatient and outpatient setting, taught him in class, supervised his clinical competence and oversaw his performance during important parts of his Internal Medicine Internship training as well as his Emergency Medicine rotation.

In addition to considerable intellect and exemplary performances on standardized examinations, Dr. Cordova is a warm and engaging individual. He teaches others by example, is inclusive, and consistently exhibits curiosity and motivation to learn. He comes prepared for all types of learning situations, having researched the relevant topics so that he can provide quality care. In addition to prioritizing his own learning, Cory considers the needs of others. On multiple occasions, he has arrived in the clinic with handouts on relevant clinical topics tailored for the rest of the medical team. He has been described as one of the best residents to rotate on our emergency department service by other attending physicians.

In conclusion, I am happy to give Dr. Cory Cordova my highest recommendation for your Family Medicine residency program. In my experience, he is the top 25% of all Internal Medicine residents with whom I have worked over the past years at University Hospital and Clinics Emergency Department. If you have any additional questions or require further information, please do not hesitate to contact me.

Sincerely,

Dr. Julio Ródrigúez-Quinones, FACEP LSU Associate Professor of Emergency Medicine Assistant Medical Director

Emergency Department

University Hospital and Clinics FILED THIS

Lafayene, Louisiana 337-266-8522

EXHIBIT

2390 West Congress St. Lafaveite, LA 70506 (337) 261•6000 . . LafavetteGeneral.com

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To Whom It May Concern:

With confidence, I am writing to you in support of Joseph Cory Cordova MD as he actively seeks a position in your Family Medicine Residency Program. As a faculty member and attending Emergency Department physician at University Hospital and Clinics, I have been afforded the opportunity to work with many talented residents. Rarely do I have the opportunity to work with someone as talented as Dr. Cordova.

I first met Dr. Cordova when I served as a mentor to the medical students who rotated through our Emergency Department. Working side by side with Cory, I observed him as he learned to perform a history and physical, developed a problem list, and learned basic differential diagnoses. It was obvious from the beginning that Cory was enthusiastic about clinical medicine and was very well prepared. Cory had an unusual command regarding the basic sciences and a curiosity about clinical issues, but most importantly he truly cared for the patients themselves. Cory repeatedly exceeded expectations. He was very well organized and communicated his thoughts appropriately. Cory was noted by many of the faculty and staff as a reliable team member. He has the exceptional talent of facilitating the participation of others and making those around him function at a higher level of enthusiasm. His effectiveness is well noted.

Later I had the opportunity to work with Dr. Cordova as a resident in the Emergency Department while he was completing his internship in Internal Medicine. Again, his work ethic was enthusiastic, competent, thorough and meaningful. I find these characteristics as suitable for success in your Family Medicine Residency Program. I have witnessed Dr. Cordova repeatedly excel above and beyond to assure that his patients received the best care possible. Dr. Cordova immerses himself in his patients, solving clinical problems, and he is persistent until he finds answers for improved patient outcomes. Dr. Cordova finds no burden in coordinating with interdisciplinary medical teams for the benefit of his patients' wellbeing.

Without reservation, I highly recommend Joseph Cory Cordova MD as he seeks a position in your Family Medicine Residency Program. In considering his remarkable academic and professional achievements, and positive personality, I find him quite fitting for a career in Family Medicine.

Should you have any further questions regarding Dr. Cordova's application, please do not hesitate to contact me.

Warmest Regards,

Adam P Giddings MD Emergency Department Attending Physician University Hospital and Clinics 2390 W Congress Street Lafayette, LA 70506

Teaching
Tomorrow's
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University Hospital & Clinics provide graduate medical education in

Family Medicine
Cardiology
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2390 WEST CONGRESS ST. LARAYETTE, LA 70506 (337) 261*6000 EnfayetteGeneral.com Teaching
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Orthopedics
Otolaryngology
General Surgery

2390 West Congress St. Lapayette, LA 70506 (337) 261-6000 LafayetteGeneral.com To Whom It May Concern:

It is with great enthusiasm that I am writing in support of Joseph Cory Cordova's application for a position in your Family Medicine residency program. I was quite fortunate to have Cory with me as a resident for one month in Emergency Medicine at University Hospital and Clinics during his intern year. While on my service, Cory displayed superior communication skills that were efficient and respectful, much like the mannerisms of a confidant and experienced physician. Cory displayed comfort with the patient encounter and it's more than evident that he truly enjoys helping people. Above and beyond the compassionate and competent emergency care plans that he suggested, he continually offered helpful pearls to all involved staff members in the emergency department. Clearly, Cory is a team player. Secondly, Cory enjoys confronting the complex problems of emergency medicine and I believe these analytical skills will serve him well in the Family Medicine setting.

I have come to know Cory quite well during the month we spent together in the emergency department, as well as, times in which he would report to the emergency department to admit patients to the inpatient service. During this time, I had daily contact with Cory and can attest to the fact that he is a most deserving candidate for Family Medicine residency training. During the rotation, Cory performed in a truly outstanding fashion. His comments justify a detailed and meticulous thought process. His clinical judgment was excellent, his assessments were thorough and appropriate. I became very confident of Cory's clinical acumen with a superb fund of knowledge, excellent problem-solving skills and boundless energy and enthusiasm. He was highly valued by other members of the team, some of which are physicians and nursing staff, as tremendously committed to patient care, learning, and delightful to work with.

In closing, I believe that Cory is very well suited for a career in Family Medicine. I consider him to have an excellent academic future based on his approach to clinical medicine, his communication skills and his interest in teaching. I regard Cory as an excellent candidate for your Family Medicine program and would be pleased if I were to learn that he had been recruited to stay at your institution. Please do not hesitate to contact me for additional information regarding Cory's application.

Sincerely,

Ali Sadeghi M.D.
Director of Emergency Medicine
Attending Physician
University Hospital and Clinics
2390 W Congress Street
Lafayette, LA 70506

February 20, 2018

Letter of Recommendation for Cory Cordova, MD

To Whom It May Concern,

I have known Cory Cordova for the past 1 year as a resident in the internal Medicine program at University Hospital and Clinics in Lafayette, LA. I have had the pleasure of getting to know Cory during his Emergency Medicine rotation and Internal Medicine inpatient medicine rotation. I have had the opportunity to observe his clinical skills, medical knowledge, and bedside manner.

I have observed Cory to be an eager, attentive, and compassionate resident. He has a strong work ethic and continually strives to improve his already impressive fund of knowledge. He has the ability to obtain a clear/concise history, physical and differential diagnosis while maintaining a good rapport with patients.

I have seen may residents come through both the internal and family medicine residency programs, and consider Dr. Cordova to be a very strong resident. I am confident that he will continue to excel and become an excellent physician.

I consider Cory to be an exceptional resident with the highest integrity. I think he will do well in any field of medicine, and I am confident that he will excel in Family Medicine. It is with great pleasure that I give my highest recommendation and strongest support for Cory's consideration into your Family Medicine Residency program.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Mathew Whittington, MD matwhitt@gmail.com (337) 849-8899 (Cell)

02/06/18

To Whom It May Concern,

On 11/10/17, I had the pleasure of taking care of J.R., MR 003145299 in the Emergency Room of University Hospital and Clinics (UHC). Mr. R presented to the ER after findings on an outpatient MRI revealed a subacute/chronic subdural hematoma. He denied symptoms in the ER, but due to the midline shift and no prior record of a subdural hematoma on imaging, I recommended transfer for neurosurgical evaluation. Ultimately, the patient did not desire transfer, and after long discussion with the patient and family, he signed out Against Medical Advise.

On review of the chart, I was relieved to see Dr. Cordova is the patient's primary care physician. Although Dr. Cordova was not on Internal Medicine call, I tried paging him because I knew I could rely on him for ensuring the patient was followed closely. I paged Dr. Cordova at 12:25pm. The patient left the ER AMA at 12:32pm. At the time of this encounter, we had experienced problems with the operators having difficulty accurately paging residents. I did not have any other means of contacting Dr. Cordova (such as his cell phone number), therefore I called Dr. Curry at 12:47pm and provided her with the patient's information to pass on to Dr. Cordova.

Dr. Cordova has completed his intern ER rotation at UHC where I have had the opportunity to observe his clinical skills, medical knowledge, and bedside manner. I have observed Dr. Cordova to be an eager, attentive, and compassionate resident. He has a strong work ethic and continually strives to improve his already impressive fund of knowledge. He has the ability to obtain a clear/concise history, physical and differential diagnosis while maintaining a good rapport with patients.

I have seen may residents come through both the internal and family medicine residency, and consider Dr. Cordova to be a very strong resident and I am sure that he will continue to excel and become an excellent physician.

In summary, I have never had any negative encounters with Dr. Cordova. In my experience, he always responds quickly to all pages. I therefore consider him to be an exceptional resident with the highest integrity.

Sincerely,

Mathew Whittington, MD

2 d - "	
Gmail Gmail	Cory Cordova M.D. <droordovamd@gmail.com></droordovamd@gmail.com>
FW: Dr Cory Cordova 1 message	
Burnaman, Katheryn A. <kburna@isuhsc.edu> To: *Cory Cordova MD (droordovarnd@grnail.com)" <droordovarnd@grnail.com></droordovarnd@grnail.com></kburna@isuhsc.edu>	Wed, Apr 11, 2018 at 8:14 AM
Original Message From: Steve Rees [maitio:sgreespm@att.net] Sent: Tuesday, April 10, 2018 8:57 PM To: Burnaman, Katheryn A. Subject: Dr Cory Cordova	
EXTERNAL EMAIL: EVALUATE To Whem it May Concern:	
I am writing in support of Dr. Cory Cordova's application to your family medicine program. Dr. Cordova rotated through with me on our inpatient Rehabilitation unit at Lafayette General Southwest. During inquisitive. His work to be thorough. He was engaged positively with both the patients and the Rehab team. I believe he would be an asset to your program.	g that time I found him to be Interested and
Steve Rees MD VP Medical Affairs. Medical Director of Rehabilitation Services Ass't Clinical Professor IM-LSUHSC Lafayette General Medical Cer	nter

AFFIDAVIT OF CARMEN MORGAN

STATE OF TEXAS
COUNTY OF BOWIE

BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, duly commissioned and qualified as such personally came and appeared:

CARMEN MORGAN

Who was sworn, did depose, and say:

- 1. She has been a nurse for twenty-seven years.
- She was a clinical manager in the emergency department for UHC from February 2017 until July 2018.
- She worked with Dr. Cory Cordova in her capacity as a manager in the emergency department.
- 4. She was present in all lusspital quality meetings which Dr. Cory Cordova attended.
- She never witnessed any outbursts, disrespectful, and/or condensing behavior at any time
 at any of these meetings by Dr. Cory Cordova.
- She is familiar with Dr. Cory Cordova and considered him meek, mild, professional, and had a great bedside manner.
- As a manager of ER staff, she and many of her employees considered Dr. Cory Cordova approachable, knowledgeable, and professional.
- Dr. Cory Cordova was not the type-of person to get ruffled or anger easily even in a code or emergency situation.
- 9. She and her staff enjoyed working with Dr. Cory Cordova.
- 10. She received complaints about other residents but she never received a complaint about Dr. Cordova.
- 11. She considered Dr. Cory Cordova a team player.
- 12. She was surprised to learn that Dr. Cordova was accused of condensing and/or disrespectful behavior because it did not comport with her experience.
- 13. Dr. Cory Cordova was one of the few residents out of all of the residents who exchanged pleasantries and was polite to her and her staff.

- 14. Of all of the residents she worked with, Dr. Cordova was one of the few to closely follow the service standards of behavior on a consistent basis as set forth by UHC.
- 15. She was a witness to the letter of recommendation written by Dr. Ali Sedeghi who was in disbellel that Dr. Cordova's contract was not renewed due to discipline action.
- 16. She personally received staff complaints regarding disrespectful and condescending behavior of other residents who were never disciplined.
- 17. She personally witnessed more egregious behavior than Dr. Cordova is accused of from other residents who were never disciplined.
- 18. For instance, she was aware of a death of a patient that occurred due to the tardiness of a resident and lack of ACLS protocol for reviving a patient. The resident was never disciplined and remains a resident at UHC.

Further, Affiant suith not.

SWORN TO AND SUBSCRIBED before me on this 20 day of October 2018

(Texashara)

NOTARY PUBLIC

JESSE WARREN
My Notery ID # 131633222
Expires July 6, 2022

Edylusa Toly 6, 2022

FILED THIS

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	Cc: Curry, Karen; Anderson, Kristi L.; Fa Subject; Re: Adverse Action	llerman, James			
	Dr. Cordova, I am in receipt of your acknowledger reiterated your request for privacy re NS	nent of contract non-renewa garding this to the faculty pe	I and have notified Dr. Faite rsonally.	еппал and Kristi Anderson.	(have also
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University Hospital and Clinics School of Medicine Department of Internal Medicine

Thursday, March 1, 2018

Dear Dr. Joseph Cory Cordova,

On behalf of the LSU Health Sciences Center/University Hospital and Clinics Internal Medicine Residency Program, this letter is to inform you of our intent to not renew your contract as a resident in the Internal Medicine Residency Program.

Your contract will be terminated with LSU Health Sciences Center/University Hospital and Clinics, Lafayette as of June 30, 2018.

I ask that you acknowledge this intent of non-renewal by signing below and returning the original copy of this letter to me.

Sincerely,

Program Director Signature

Resident/Fellow Signature

3/7/18

Date

03.07.18

Date

2390 West Congress Street Lafayette, Louisiana 70506 Office 337.261.6789 Fax 337.261.6791 www.lsuhsc.edu

EXHIBIT

thalk - Fwd: Request for Program Director Summative Letter re: Dr. Cory Cordova

From: Burnaman, Katheryn A. Sent: Tuesday, April 3, 2018 12:43:20 PM To: Curry, Karen Subject: Request for Program Director Summative Letter

Good morning Dr. Curry:

The LSU Family Medicine Residency Program - Alexandria is in request of two items on behalf of PGY-I resident, Dr. Joseph Cory Cordova:

- > PGY-1 Curriculum list of rotations;
- > Statement with status of resident in good standing and statement of awareness of Dr. Cordova's interest in transitioning from Internal Medicine to Family Medicine.

Please provide on your program letterhead with signature by the Program Director. The list of rotations may be included in the letter or may also be submitted as a supporting document / attachment. The documents may be scanned and emailed to kburna@lsuhsc.edu. We ask that you please provide these items by Thursday (04.05.18).

Thank you in advance for your assistance.

EXHIBIT https://mail.google.com/mail/u/0?ik=083760/612&view=pt&search...msg-f%3A1516222313645006556&simpl=msg-f%3A1616222367

> **EXHIBIT "A" IN GLOBO** STATE COURT RECORD PAGE 58

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'mail - Fwd: Request for Program Director Summative Letter re: Dr. Cory Cordova

Robert W. Woere. Residency Director

Kathenga Bencamaa. Residency Coordinator

LSU Family Medicine Residency - Alexandria 211 Fourth Street, Box 30113 Alexandria, LA 71301 PH (318) 441-1041 Fax (318) 484-2225 kburna@lsuhsc.edu

- <Authorization to Release Records C. Cordova.pdf>
- <C. Cordova Letter to LSUAlexandria.pdf>
- <Milestone Comprehensive Summary.pdf>
- <Rotations Listing C. Cordova.pdf>

lumaman, Katheryn A. <kburna@lsuhsc.edu> o; "Cory Cordova MD (drcordovamd@gmail.com)" <drcordovamd@gr< th=""><th>nail.com></th><th>Ved, Apr 4, 2018 at 3:24 Pi</th></drcordovamd@gr<></kburna@lsuhsc.edu>	nail.com>	Ved, Apr 4, 2018 at 3:24 Pi
From: Curry, Karen [mailto:KCurry@isuhsc.edu] Sent: Wednesday, April 04, 2018 3:07 PM To: Burnaman, Katheryn A. Cc: Moore, Robert Subject: Re: Resident Rejease Form		
Katherya,		
ACGME requires a summative competency-based performance evaluation of can you please send another signed release for these items?	on transferring residents and verification of previous educational experiences.	Will you need this? If so
Karen Curry, MD	·	
Program Director	·	
Assistant Professor of Internal Medicine		
Internal Medicine Department		
LSUHSC/University Hospital & Clinics		
2390 West Congress Street		
Lafayette, LA. 70506		
KCurry@isuhsc.edu DAY O		
337-261-6789 Phone	•	
337-201-6/91 Fax		
Prom: Burnaman, Katheryn A. Sent: Tuesday, April 3, 2018 8:05:28 PM Te: Curry, Karen	-	EXHIBIT

University Hospitals and Clinics/Louisiana State University (Lafayette) Program Internal medicine

Resident Name: Joseph C Cordova Year in Program: I Position Type: Categorical Start Date: Jul 01, 2017 Expected End Date: Jun 30, 2020 Evaluation to be completed: Oct 30, 2017 - Jan 13, 2018

Salect the level corresponding to the resident's knowledge, skills, attitudes, and other attributes in each area below. Your selections should take into account the resident's demonstration of milestones throughout the program with updates to reflect recent progress. Evaluations must be based on evidence with an emphasis on that obtained by direct observation.

Milestone levels do not correspond to the resident's year in your program. Selecting a level implies that milestones in that level and in lower levels have been substantially demonstrated. Selecting a radio button between levels indicates that milestones in lower levels have been substantially demonstrated as well as some milestones in the higher level(s). Mouse over the radio buttons to read the milestones for each level. After completing the evaluation, click the Submit button to finalize it. Alternatively, click the Save button to save your current changes and complete the form later. You MUST use the Submit button to finalize the form before the deadline for this evaluation period. Incomplete evaluations will NOT be accepted.

There may be cases in which a resident had no experiences within a subcompetency area during the previous six months. In this case, the reported milestone level should remain the same as the one reported during the previous evaluation. Do not increase (or decrease) the milestone level simply because time has passed; an evaluation of each subcompetency area must occur every six months. To review previously completed milestone evaluations, go to the Reports tab in ADS and select Milestone Evaluations.

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NICHOLAS GACHASSIN, JR.
NICHOLAS GACHASSIN, JIIII
CHRISTOPHER C. JOHNSTON
BRANDON RHODES "
JULIE SAVOY
GANY J. BELAHOLISSAYE
BDIJAMIN GAINES
RICHARD L. HOLIOHTON, JIII
HOLLY MCKAY DESCANTI
CYNTHIA SCHWARTZ
CRANAY D. MURPHY
ROSS ROUBION
DAWN FLQUIA



MAILING ADDRESS: P, O. BOX 80369 LAFAYETTE, LA 70598-0369

200 CORPORATE BLVD., SUITE, 103 LAPAYETTE, LA 70508

> TELEPHONE: (337) 235-4576 TELECOPIER: (337) 235-5003

February 5, 2018

†Also Admitted in Mississippi
'Master of Laws in Health Care
'Also Admitted in Georgia & Florida
o Also Admitted in Ohio

E-MARL: Chris@gachassin.com WEBSITE: www.nechassin.com

Dr. Cory Cordova 210 Wind Haven Lane Lafayette, Louisiana 70506

Re: Terms of Engagement

Dear Dr. Cordova:

This letter will confirm the discussions we had regarding your engagement of our firm.

1. Legal Services

We appreciate the opportunity to serve you. Our goals are to provide you with the legal services of the highest quality and efficiency and to help you accomplish your business objectives.

Our relationship should begin with a mutual understanding of expectations and should continue with full and candid communications between us throughout the course of our representation. Please let me know promptly if you have any questions at any time regarding any aspect of our firm's work for you.

The scope of our work may evolve in accordance with discussions or correspondence with you from time to time. To the extent that additional services are requested by you and agreed upon by us, the terms in this letter will apply to such additional services, unless superseded by another written agreement between us.

In order to avoid misunderstandings concerning potential conflicts of interest, it is our policy to clarify the identity of our clients and the circumstances under which we may represent other clients with interests which are or may be adverse to yours. In that regard, it is our policy that our representation does not extend to parents, subsidiaries, employees, officers, directors,

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DAY OF...

Deputy Clerk of Court

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February 5, 2018 Page 2 of 4

shareholders, partners or other affiliates of your company unless we mutually agree in writing to the contrary.

2. Persons Responsible

Within our firm, I will be primarily responsible for this engagement. My number here at the office is (337) 235-4576. My direct e-mail address at work is Chris@gachassin.com

There may be occasions when your interests would be best served by involving other attorneys within our firm. We will advise you of proposed staffing assignments involving other attorneys and will work with you to decide on the staffing most appropriate to meet your needs and expectations.

Please let me know promptly if any questions arise about the services provided to you by anyone at our firm, or about any billing that you receive from us, so that we can act appropriately.

3. Rates, Fees and Charges

Our fees are based primarily on the amount of time spent by our attorneys and paralegals on your behalf. Each attorney and paralegal in our firm has an hourly billing rate, and the rate times the number of hours spent, measured in tenths of an hour, will be the initial basis for determining our fee.

In general, our attorneys' billing rate applicable to this engagement is \$250.00 per hour. Associate attorneys' billing rate is \$225.00. For paralegal time, our rate will be \$125.00 hour.

Other factors may be taken into account in determining our fees and may result in an increase over the rates specified above, including the novelty or difficulty of the legal problems involved, the risks and responsibilities assumed by us, the extent to which unforescen circumstances arise, the time limitations imposed by you or by circumstances, the seriousness of the consequences of the matter, the results obtained, and other considerations permitted by applicable rules of professional conduct. Please be assured, however, that we will never add a "bonus" to the regular hourly rates applicable to your matter without prior discussion with you.

In addition to fees, we will expect payment for disbursements and other charges. We do not attempt to make a profit on our reimbursable charges. We do, however, recover our direct and allocable indirect costs.

Our disbursements and other charges will include such items as photocopying, fax charges, computerized legal research charges, long-distance telephone charges, courier and air freight charges, travel expenses, meal and transportation costs (for late night or weekend work only), postage costs, supply costs, and other reasonable costs and expenses. For larger disbursements, we may ask that billings be sent directly to you or that advances be provided.

We intend to provide statements to you on a monthly basis. They will show our time logged in tenths of an hour increments and will separate fees from disbursements and other

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charges. Payment of our statement is due promptly upon receipt. Our rates are based on our receiving payment within 30 days.

Our billing rates and charges are usually revised annually, but we reserve the right to revise them at other times during the course of our representation. Following any such revision, our new rates and charges will be applied to your account, and this letter constitutes written notice to you of our rights to make such revisions.

4. <u>Retainer Fee</u>

It is agreed that we will commence the Representation upon the deposit of a retainer in the amount of \$1,000.00.

It is agreed that we will apply the retainer to our interim bills for fees and expenses, and each invoice will clearly show the amount of the retainer that is so applied. Once the retainer is exhausted, we may require additional deposits in connection with one or more matters or the representation generally, which will then be applied in the same amount.

5. Roles of Attorney and Client

Our responsibilities under this agreement are to provide legal counsel and assistance to you in accordance with this letter, and to provide statements to you that clearly state the basis for our fees and expenses.

We hope you will be clear and complete in your communications with us and will extend your reasonable assistance and cooperation to us. You agree to keep us informed of developments related to this representation and to pay our statements in a timely manner.

If this letter meets with your approval, please sign and return a copy.

We look forward to working with you.

With kind regards, I am

Very truly yours, GACHASSIN LAW FIRM (A Limited Liability Company)

Christopher Johnston

CJ/mg

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, , etc. *,	
Î	February 5, 2018
	Page 4 of 4
	Approval of Engagement:
	I have read the letter above and agree to its terms, effective as of the date on which Gachassin Law
	Firm first provides services to us.
	Signature Date Date
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	Deputy Clerk of Court
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ETHICS ADVISORY MEMORANDUM

To:

Christine M. Mire

From:

Dane S. Ciolino

Date:

November 6, 2018

Re:

Communications and Conflicts Issues in Cordova

Disciplinary Matter Against LSU/UHC

I have been retained by Christine M. Mire, Attorney at Law, to provide an advisory opinion as to (1) whether she can communicate with constituents of a represented organization; and, (2) whether her client's former counsel had a concurrent conflict of interest. I set forth below my qualifications, the underlying facts, and my opinions.

I. QUALIFICATIONS

I attach my curriculum vitae ("CV"), which sets forth my education, experience and other qualifications. See Exhibit 1. In brief, I currently serve as the Alvin R. Christovich Distinguished Professor of Law at Loyola University New Orleans School of Law. I graduated cum laude from Rhodes College in 1985, and magna cum laude from Tulane Law School in 1988, where I was inducted into Order of the Coif and served as Editor in Chief of the Tulane Law Review. Following law school graduation, I was employed as a law clerk for the United States District Court, Eastern District of Louisiana, and then as a lawyer with Cravath, Swaine & Moore, L.L.P., in New York City, and Stone Pigman Walther Wittmann, L.L.C., in New Orleans.

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Since joining the full-time faculty at Loyola in 1995, my teaching, scholarship, community-service and practice interests have included legal and judicial ethics. Among other courses, I teach "The Legal Profession," and "Legal Ethics Seminar." I am the editor of a book published in several editions by the Louisiana State Bar Association entitled Louisiana Professional Responsibility Law and Practice, and the successor to that book, a weblog and e-book entitled Louisiana Legal Ethics. I am the editor and annotator of the book entitled Louisiana Legal Ethics: Standards and Commentary (2018).

I have served as Reporter for the Louisiana State Bar Association Ethics 2000 Committee, as a member of the Louisiana State Bar Association Board of Governors, the Louisiana State Bar Association Committee on Lawyer Conduct, the Louisiana State Bar Association Ethics Advisory Service Committee, and the Louisiana State Bar Association Professionalism Committee. I have served as a hearing committee chairperson of the Louisiana Attorney Disciplinary Board, and as chairperson of the Lawyer Disciplinary Committee for the United States District Court for the Eastern District of Louisiana. I currently serve as General Counsel to the City of New Orleans Ethics Review Board.

I engage in the part-time practice of law, with a concentration on the ethics laws governing lawyers, judges, and public servants. I am a member in good standing and admitted to practice before the United States Supreme Court, Louisiana state courts, New York state courts, and various federal courts situated in Louisiana and New York.

I have served as an expert witness in numerous matters on the issues of the standards of care and conduct governing lawyers, and the reasonableness of legal fees and costs. My CV lists many of these matters. See Exhibit 1. In addition, my CV lists all publications that I have authored, and all other matters in which I have testified as an expert at trial, in deposition or by formal expert report. See id. My rate of compensation for study and testimony in this matter is \$300.00 per hour.

II. FACTS

The facts as you have provided them to me are as follows:

This case involves administration discipline proceedings brought against my client, Dr. Cory Cordova, who was a first-year resident student at LSU/UHC in Lafayette, Louisiana. LSU/UHC is part of the LSU health systems and is in partnership with Lafayette General Hospital. Dr. Cordova was ultimately recommended for non-renewal of his contract and/or termination. His attorney at the time recommended consent to discipline and the doctor was told that his discipline would remain confidential. However, this was not accurate because his discipline records have been sent to the new schools he attempted to apply to. Dr. Cordova hired me to review the due process of his discipline and to review the propriety of his previous attorney's advice. It may be important to know that I was not hired in a personal injury capacity but I am mindful that a lawsuit may be filed at a later date.

I contacted you to review the parameters of who I could speak to in the course of my investigation/representation to ensure compliance with Rule 4.2. I would assume that my client as a former student entitled to due process can speak to anyone of the faculty members and attending physicians even if the Rule prohibits me as his attorney from speaking to them.

It was also concerning that Dr. Cordova's previous lawyer worked for the firm that is the general counsel for Lafayette General and because this firm also represented several members of the administration/faculty of UHC in other matters. In fact, two of the doctors that recommended discipline and who were potential adverse witnesses in the disciplinary proceedings were existing clients of the lawyer's firm. This raised Rule 1.7 concerns and I would like clarity so

that I can properly advise my client of all recourse he may be entitled to.

III. OPINIONS

A. Communication with Employees of LSU/UHC

Under Louisiana Rule of Professional Conduct 4.2, "[u]nless the lawyer has the consent of the other lawyer or is authorized to do so by law or a court order, a lawyer in representing a client shall not communicate about the subject of the representation with:

- (a) a person the lawyer knows to be represented by another lawyer in the matter; or
- (b) a person the lawyer knows is presently a director, officer, employee, member, shareholder or other constituent of a represented organization and
 - (1) who supervises, directs or regularly consults with the organization's lawyer concerning the matter;
 - (2) who has the authority to obligate the organization with respect to the matter; or
 - (3) whose act or omission in connection with the matter may be imputed to the organization for purposes of civil or criminal liability.

La. Rules of Profl Conduct r. 4.2.

The extent to which a lawyer may contact current and former employees of a represented organization is a recurring issue that is addressed in paragraph (b) of Rule 4.2. Prior to the adoption of this paragraph, many lawyers struggled with the issue of contacting current employees of a corporate adversary because Louisiana

¹ As to former employees, the controlling law has always been clear. A lawyer generally may conduct ex parte interviews with unrepresented former employees of a represented business organization provided that the lawyer does not discuss matters

courts had not articulated a bright-line rule. See, e.g., Jenkins v. Wal-Mart Stores, Inc., 956 F. Supp. 695 (W.D. La. 1997); In re Shell Oil Refinery, 143 F.R.D. 105 (E.D. La. 1992); see also ABA Model Rules of Prof1 Conduct r. 4.2 cmt. 4 (2002); Restatement (Third) of the Law Governing Lawyers § 100(2) (2000).

In no event, however, may a lawyer seek to communicate with an employee or former employee who is independently represented by counsel. See La. Rules of Prof1 Conduct r. 4.2(a). Furthermore, in no event may a lawyer seek to obtain from any present or former organizational constituent "information that the lawyer reasonably should know the non-client may not reveal without violating a duty of confidentiality" to the organization. See Restatement (Third) of the Law Governing Lawyers § 102 (2000).

Considering these standards, you are not prohibited from discussing Dr. Cordova's matter with many employees of LSU/UHC despite that the organization is represented by counsel. For example, you may communicate with faculty members and employees who have personal knowledge of the facts associated with his discipline matter. However, you may not communicate with any person (1) who regularly consults with LSU/UHC's lawyer concerning the Cordova matter, (2) who has authority to settle the matter, or (3) whose act or omission in connection with the Cordova matter may be imputed to LSU/UHC for purposes of civil liability. In

protected by attorney-client privilege. See Buford v. Cargill, Inc., No. 05-0283, 2009 WL 2381328, at *16 (W.D. La. Jul. 30, 2009); see also Schmidt v. Gregorio, 705 So. 2d 742 (La. Ct. App. 2d Cir. 1993) (employees are not "parties" represented by organization's lawyer); Jenkins v. Wal-Mart Stores, Inc., 956 F. Supp. 695, 697 (W.D. La. 1997); ABA Comm. on Ethics and Profl Responsibility, Formal Op. 91-359 (1991).

addition, you may not communicate with any person who is independently represented by counsel.

As to whether your client, Dr. Cordova, can communicate with employees of LSU/UHC, a comment to the corresponding ABA Model Rule notes that "parties to a matter may communicate directly with each other...." ABA Model Rules of Prof1 Conduct r. 4.2 cmt. 4 (2002); see also ABA Comm. on Ethics and Prof1 Responsibility, Formal Op. 92-362 (1992). Nevertheless, you, as his lawyer, may not orchestrate a communication between Dr. Cordova and an off-limits person in an effort to circumvent Rule 4.2. See, e.g., La. Rules of Prof1 Conduct r. 8.4; see also Restatement (Third) of the Law Governing Lawyers § 99(2) (2000) (permitting a lawyer to assist client in an "otherwise proper communication . . . with a represented non-client," unless the lawyer thereby seeks to deceive or overreach the nonclient); ABA Formal Op. 11-461 (Aug. 4, 2011). ("Parties to a legal matter have the right to communicate directly with each other. A lawyer may advise a client of that right and may assist the client regarding the substance of any proposed communication. The lawyer's assistance need not be prompted by a request from the client. Such assistance may not, however, result in overreaching by the lawyer."). ABA Formal Op. 11-461 suggests that the following would constitute circumvention of the rule and overreaching:

Prime examples of overreaching include assisting the client in securing from the represented person an enforceable obligation, disclosure of confidential information, or admissions against interest without the opportunity to seek the advice of counsel. To prevent such overreaching, a lawyer must, at a minimum, advise her client to

encourage the other party to consult with counsel before entering into obligations, making admissions or disclosing confidential information.

ABA Formal. Op. 11-461 at 5.

B. Concurrent Conflict of Interest of Dr. Cordova' Previous Lawyer

Louisiana Rule of Professional Conduct 1.7(a) provides that "[e]xcept as

provided in paragraph (b), a lawyer shall not represent a client if the representation
involves a concurrent conflict of interest." See La. Rules of Prof1 Conduct r. 1.7(a) A

concurrent conflict of interest exists if:

- (1) the representation of one client will be directly adverse to another client; or
- (2) there is a significant risk that the representation of one or more clients will be materially limited by the lawyer's responsibilities to another client, a former client or a third person or by a personal interest of the lawyer.

Id. r. 1.7(a)(1-2). This rule implements one of the fundamental duties attendant to the lawyer-client relationship—the duty of loyalty. As a loyal fiduciary who must faithfully champion his clients' causes, a lawyer must avoid conflicts between the interests of the lawyer's current clients and those of other persons, including the lawyer himself, his other current clients, past clients, and third parties.

Unidentified or unresolved conflicts may lead to professional discipline, disqualification, fee forfeiture and malpractice liability. See Restatement (Third) of the Law Governing Lawyers § 121 cmt. f (2000).

Furthermore, Louisiana Rule of Professional Conduct 1.10(a) provides that "[w]hile lawyers are associated in a firm, none of them shall knowingly represent a client when any one of them practicing alone would be prohibited from doing so by

Rules 1.7." See La. Rules of Prof1 Conduct r. 1.10(a). Thus, if one lawyer in a law firm has a concurrent conflict under Rule 1.7, then all of the lawyers in the firm have the same conflict by imputation.

Here, Dr. Cordova's prior lawyer violated Rules 1.7 and 1.10 in representing Dr. Cordova in the disciplinary matter adverse to LSU/UHC and Lafayette General. At the time this lawyer represented Dr. Cordova, he was associated with a law firm that is (and was) the general counsel for Lafayette General. In addition, his law firm does (and did) represent members of the administration and faculty of UHC, including two of the physicians who recommended discipline against Dr. Cordova and who were potential adverse witnesses in the disciplinary proceedings against him. Because Lafayette General and these members of the UHC administration and faculty were "directly adverse" to Dr. Cordova, the firm should have declined to concurrently represent Dr. Cordova in a discipline matter adverse to its other clients.

Respectfully submitted,

Dane S. Ciolino

DANE S. CIOLINO, LLC 18 Farnham Place

Metairie, LA 70005

(504) 975-3263

dane@daneciolino.com

Deputy Clerk of Court

November 6, 2018

PAGE 78

LOYOLA UNIVERSITY NEW ORLEANS COLLEGE OF LAW 18 FARNHAM PL. METAIRIE, LOUISIANA 70005 M; (504) 975-3263 Dane@daneciolino.com www.daneciolino.com

EDUCATION

TULANE UNIVERSITY LAW SCHOOL, New Orleans, Louisiana
J.D., magna cum laude, 1988
Editor in Chief, Tulane Law Review
Order of the Coif
Winner, Maritime Law Center Writing Competition

RHODES COLLEGE, Memphis, Tennessee
B.A., cum laude, 1985
Recipient, Political Science Department Award
President, Sigma Alpha Epsilon Fraternity

EMPLOYMENT

LOYOLA LAW SCHOOL, New Orleans, Louisiana
Alvin R. Christovich Distinguished Professor of Law, 2002-present
Professor of Law, 2002
Associate Professor of Law, 1998-2002 (Tenured 2001)
Assistant Professor of Law, 1997-1998
Visiting Assistant Professor of Law, 1995-1997
Adjunct Instructor of Law, 1992-1995

TULANE LAW SCHOOL, New Orleans, Louisiana Visiting Professor of Law, 2005, 2002, 2017

STONE, PIGMAN, WALTHER & WITTMANN, LLC, New Orleans, Louisiana
Associate, 1991-1995
Areas of Practice: Commercial Litigation, Intellectual Property, Criminal Law

CRAVATH, SWAINE & MOORE, LLP, New York, New York
Associate, 1989-1991
Consultant, 2005-2006
Areas of Practice: Commercial Litigation, Intellectual Property

DAY OF _____

Deputy Clerk of Court

EXHIBIT

UNITED STATES DISTRICT COURT, New Orleans, Louisiana Law Clerk to Honorable Peter H. Beer, 1988-89

PUBLICATIONS

DANE S. CIOLINO, LOUISIANA LEGAL ETHICS: STANDARDS AND COMMENTARY (2018)

Dane S. Ciolino, Cloud Computing for Criminal Lawyers: It's Not the Future Anymore, THE CHAMPION, Vol. XL, No. 10, December 2016, at 22

Dane S. Ciolino, Bobby Harges & Wendy Shea, Louisiana Criminal Law: Cases and Materials (2013)

Louisiana Legal Ethics Weblog (http://lalegalethics.org/) (Dane S. Ciolino, ed. & admin.)

Dane S. Ciolino & Monica Hof Wallace, Recodifying Emancipation: A Précis of the 2009 Revision of Louisiana Emancipation Law, 56 LOYOLA L. REV. 135 (2010)

Dane S. Ciolino, Managing the Perils of Lawyer Social Networking, ABA SECTION OF LITIGATION, COMMITTEE ON ETHICS & PROFESSIONALISM, 2010 ANNUAL REVIEW (2010)

Sandra S. Varnado & Dane S. Ciolino, Reconsidering Lawyers' Ethical Obligations in the Wake of a Disaster, 19 THE PROFESSIONAL LAWYER 8 (2009)

DANE S. CIOLINO, LOUISIANA PROFESSIONAL RESPONSIBILITY LAW & PRACTICE (3d ed. 2007)

Dane S. Ciolino, Lawyer Ethics Reform in Perspective: A Look at the Louisiana Rules of Professional Conduct Before and After Ethics 2000, 65 LA. L. REV. 536 (2005)

Dane S. Ciolino, Redefining Professionalism as Seeking, 49 Loy. L. Rev. 229 (2003)

Dane S. Ciolino & Erin A. Donelon, Questioning Strict Liability in Copyright, 54 RUTGERS L. REV. 351 (2002)

Dane S. Ciolino, Why Copyrights Are Community Property (Sort Of): Through the Rodrigue v. Rodrigue Looking Glass, 47 LOY. L. REV. 631 (2001)

Dane S. Ciolino, Why Copyrights Are Not Community Property, 60 LA. L. REV. 127 (1999)

Dane S. Ciolino, Reconsidering Restitution in Copyright, 48 EMORY L.J. 1 (1999)

Dane S. Ciolino, Rethinking the Compatibility of Moral Rights and Fair Use, 54 WASH. & LEE L. REV. 33 (1997)

Dane S. Ciolino, The Mental Element of Louisiana Crimes: It Doesn't Matter What You Think, 70 TUL. L. REV. 855 (1996)

Dane S. Ciolino, Moral Rights and Real Obligations: A Property-Law Framework for the Protection of Authors' Moral Rights, 69 Tul. L. REV. 935 (1995)

Dane S. Ciolino & Gary R. Roberts, The Missing Direct-Tender Option in Federal Third-Party Practice: A Procedural and Jurisdictional Analysis, 68 N.C.L. Rev. 423 (1990)

Dane S. Ciolino, Casenote, Lafleur v. John Deere Co.: Recovery of Nonpecuniary Damages in Redhibitory Actions, 61 Tul. L. REV. 704 (1987)

TEACHING

Law School: Principal Courses

The Legal Profession (legal ethics), Triai & Appellate Advocacy, Evidence, Criminal Law & Procedure

Law School: Other Courses

Business Organizations I & II, Contracts I & II, Common Law Contracts for Civil Law Students, Comparative Law, Computer Law, Copyright Law, Criminal Law Clinic, Criminal Law Seminar, Constitutional Criminal Procedure, Civil Law of Persons, Civil Law of Community Property, Civil Law of Property, Introduction to Law and Legal Methods, Legal Ethics Seminar, International Copyright Law, Law & Poverty, Litigation and Law Practice Management, Lawyering II: Moot Court, and Professional Seminar in Storytelling

Bar Review

Instructor, BAR/BRI Bar Review Course (legal ethics and professional responsibility law), 2006-present

Instructor, BAR/BRI Louisiana Bar Review Course (criminal law, evidence and criminal procedure), 2005-present

Instructor, BAR/BRI Louisiana Bar Review Course (Louisiana property law, family law, community-property law), 1995-2005

Instructor, LSU Law Center Bar Review Course (Louisiana family law), 1999-2002

COMMUNITY SERVICE

General Counsel, Ethics Review Board of the City of New Orleans, 2015-present

Louisiana Association of Defense Counsel
Acting Executive Director, 2015-2016
Associate Executive Director, 2009-2015, 2016-present

Member, American Law Institute, 2003-present

Subject Matter Expert, National Conference of Bar Examiners, Multi-State Professional Responsibility Examination, 2018-present

Legal Analyst, Various National, State and Local Media, 1998-present

Instructor, Louisiana State Bar Association Diversionary Ethics School, 1999-present

Member, Louisiana State Bar Association Codes of Conduct Committee, 1998-present

Member, Federal Criminal Justice Act Panel, United States District Court for the Eastern District of Louisiana (panel of attorneys accepting appointments to represent indigent defendants in federal prosecutions), 1991-present

Reporter, United States District Court for the Eastern District of Louisiana Committee on Revising Attorney Disciplinary Procedures, 2009-2011

Lawyer Disciplinary Committee, United States District Court for the Eastern District of Louisiana

Chair, 2011-2016 Member, 2016-2017

Board Member, Louisiana Organization for Judicial Excellence, 2004-2008

Member, Ochsner Clinic Foundation, Bioethics Committee, 2009-2012

Member, Louisiana State Bar Association Professionalism Committee, 1997-2008

Member, Louisiana State Bar Association Board of Governors, 2007-2009

Board Member, Orleans Parish Indigent Defender Program, 2006-2007

Reporter, Louisiana State Bar Association Ethics 2000 Committee, 1999-2004

Reporter, Louisiana State Law Institute Emancipation Committee, 2004-2008

Reporter, Louisiana State Law Institute Tutorship Procedure Committee, 2000-2009

Reporter, Louisiana State Law Institute Interdiction Committee, 1996-2002

Member, Louisiana Supreme Court Committee on the Prevention of Lawyer Misconduct, 1999-2003

Member, Louisiana State Law Institute Criminal Law Committee, 2006-2011

Interim Host, It's the Law, Cox Cable Television New Orleans and Jefferson, December 1999-2000

Louisiana State Bar Association, Ethics Advisory Committee Member, 2000-2003 Reporter, 1997-2000

Council Member, Louisiana State Law Institute, 1997-2000

Louisiana Attorney Disciplinary Board
Hearing Committee Member, 1998-1999
Hearing Committee Chairperson, 1999-2003

Louisiana Supreme Court Bar Admissions Advisory Committee Member, 1997-1999 Chairperson, 1999-2001

Director, Pro Bono Criminal Law for Civil Lawyers (two-day CLE seminar training civil lawyers to undertake pro bono criminal cases), 1995-2002

Advisory Editor, Tulane Law Review, 1993-2009

Member, Board of Directors, Louisiana Capital Assistance Center (public-interest organization defending capital cases for indigent clients), 1996-2006

Appointed Counsel, Orleans Parish Criminal District Court (pro bono representation of indigent defendants in first- and second-degree murder prosecutions), 1991-2008

Evaluator, American Bar Association, Central European Law Initiative, March 1999 (evaluated code of legal ethics for the Republic of Armenia)

LOYOLA UNIVERSITY SERVICE

Faculty Advisor, Loyola Law School Honor Board, 2002-present

Chairperson, Petitions and Readmissions Committee, 2015-present

Clinic, Skills, and CLE Committee Chairperson, 2016-2017 Member, 2017-present

Endowed Professorships Committee Chairperson, 2014-2017 Member, 2002-present

Director, University of Vienna International Program, 2013-2017

Chairperson, Library and Technology Committee, 2013-2015

Director, International Programs, 2011-2012

Chairperson, International Programs Committee, 2011-2012

Member, Curriculum and Bar Examination Committee, 2011-2015

Faculty Advisor, Loyola Law Review, 1997-2003, 2006

Faculty Advisor, Order of the Barristers, 1998-2003

Faculty Advisor, Loyola Intellectual Property Law Quarterly, 1996-2002

Faculty Advisor, Loyola ATLA Chapter, 1997-2002

Law School Representative, Loyola University Senate, 1997-1999

Loyola Law School Dean Search Committee Chairperson, 2001-2002 Member, 2000-2001

Chairperson, Loyola Law School Law Clinic Committee, 2005-2007

Chairperson, Loyola Law School Faculty Unification Committee, 2004

Chairperson, Loyola Law School Library Director Search Committee, 2000-2001

Member, Loyola University Distance Learning Committee, 2010-present

Member, Loyola Law School Technology Committee, 2010-2011

Member, Loyola Law School By-Laws Committee, 2000-2001

Member, Loyola Law School Pre-Admissions Committee, 1998-1999

Member, Loyola Law School Tenure Guidelines Committee, 1998-1999

Member, Loyola Law School Library Committee, 1997-1998

Member, Loyola Law School Skills Committee, 1997-1998

Member, Loyola Law School Curriculum Committee, 1996-1997

Member, Loyola Law School Admissions Committee, 1996-1997

Member, Loyola Law School Student Recruitment and Career Services Committee, 1995-1996

COMMUNITY HONORS

New Orleans Magazine Top Lawyers, 2012-present

Recipient, Camille Gravelle Pro Bono Award, Federal Bar Association, New Orleans Chapter, 2007

Lawdragon 3000 (list of top American lawyers), 2006

Recipient, Gambit Magazine, Forty-Under-Forty Award, 2002

Recipient, Louisiana State Bar Association, President's Award, 2001

Recipient, City Business Magazine, Power Generation Award, 2000

Recipient, Gillis Long Poverty Law Center Public Service Award, 1997

EXPERT WITNESS TESTIMONY¹

- Active Solutions, L.L.C. v. Dell, Inc., No. 2007-3665, Civil District Court for the Parish of Orleans, State of Louisiana
- Adler v. Doyle (In re Woven Treasures, L.L.C.), 69 180 M. 01493 07, American Arbitration Association
- AmCareco, Inc. v. Lucksinger, No. 499,737, Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana

¹All matters in which Dane S. Ciolino has provided a public expert report, affidavit, deposition testimony or trial testimony. Does not include private ethics advisory opinions.

- Adamson v. Bailey, No. 493,309, First Judicial District Court, Parish of Caddo, State of Louisiana
- American Income Life Ins. Co. v. Nicholas Matthew Nitkowski et al., Civ. No. 05-2228(I-3), United States District Court Eastern District of Louisiana
- Antoine v. Anding, No. 125,803-H, Sixteenth Judicial District Court, Parish of Iberia, State of Louisiana
- Asset Funding Group, L.L.C. v. Adams and Reese, L.L.P., Civ. No. 07-2965, United States District Court for the Eastern District of Louisiana
- Baricuatro v. Industrial Personnel and Mgmt. Servs., Inc., Civ. No. 2:11-ev-02777-KDE-JCW, United States District Court for the Eastern District of Louisiana
- Barton v. Butler, No. 515,473, Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana
- BCM, LLC and Nawlins Kajun Foods, LLC v. Cheatwood, No. 2009-2807, Fifteenth Judicial District Court, Parish of Lafayette, State of Louisiana
- Bd. of Supervisors of La. State Univ. and Agricultural & Mechanical College v. Southern Electronics Supply Co., Inc., No. 2011-1631 "L", Civil District Court for the Parish of Orleans, State of Louisiana
- Bedford v. Magee, No. 2000-14123, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Belle Terre Lakes Home Owners Assoc. v. Patricia McGovern, No. 41922, Fortieth Judicial District Court for the Parish of St. John the Baptist, State of Louisiana
- Bertucci v. Lafayette Ins. Co., No. 01-0608, Civil District Court for the Parish of Orleans, State of Louisiana
- Beevers and Beevers, LLP v. Sirgo, No. 624-259 "B," Twenty-Fourth Judicial District Court for the Parish of Jefferson, State of Louisiana
- Billeaudeau v. Opelousas Gen'l Hosp., No. 13-C-0097-C, Twenty-Seventh Judicial District Court for the Parish of St. Landry, State of Louisiana
- Bilyeu v. Johanson Berenson, LLP, Civil Action No. 1:08CV2006, United States District Court for the Western District of Louisiana, Alexandria Division
- Boudoin v. St. John the Baptist Parish School Bd., No. 2004-08242, Office of Workers' Compensation, State of Louisiana

- Bowes v. Clean Scene Servs., L.L.C., No. 661-147, Twenty-Fourth Judicial District Court for the Parish of Jefferson, State of Louisiana
- Bruszewski v. Motley Rice, LLC, Civ. Action No. 5:12-ev-00046-JMH, United States
 District Court for the Eastern District of Kentucky, Lexington Division
- Cameron Int'l Corp. v. Liberty Ins. Underwriters, Inc., 2:12-cv-00211 (E.D. La. filed Jan. 30, 2012)
- Campbell v. City of New Orleans, No. 98-18633, Civil District Court for the Parish of Orleans, State of Louisiana
- Caro Properties A., L.L.C. v. Person, No. 09-13059 (J-5), Civil District Court for the Parish of Orleans, State of Louisiana
- CEF Funding, L.L.C. v. Sher Garner Cahill Richter Klein & Hilbert, L.L.C., No. 09-6623 (D-4), United States District Court for the Eastern District of Louisiana
- Chalmette Payment Processing, L.L.C. v. Munson, Civ. No. 03-1060, United States
 District Court for the Eastern District of Louisiana
- Chan's, Inc., d/b/a Mikimoto v. Henderson, No. 2015-6555 (I-14), Civil District Court for the Parish of Orleans, State of Louisiana
- Chevron U.S.A., Inc. v. State of Louisiana, Louisiana State Mineral Bd. and Louisiana Dept. of Natural Resources, No. 93,658, Seventeenth Judicial District Court for the Parish of Lafourche, State of Louisiana
- Childress v. Childress, No. 488-388, Twenty-Fourth Judicial District Court for the Parish of Jefferson, State of Louisiana
- Conwill v. Greenberg Traurig, L.L.P., Civ. Action No. 11-938 (KDE), United States
 District Court for the Eastern District of Louisiana
- Crinel v. Roby, No. 2015-5698 (F-7), Civil District Court for the Parish of Orleans, State of Louisiana
- Croft v. Liberty Mut. Ins. Co., Docket No. 581732, 19th Judicial District Court for the Parish of East Baton Rouge
- Crooks v. State of Louisiana, Through the Louisiana Department of Natural Resources, No. 224,262, Ninth Judicial District Court for the Parish of Rapides, State of Louisiana
- Dan S. Collins, CPL & Associates v. Godchaux, No. 84618, Fifteenth Judicial District Court for the Parish of Vermillion, State of Louisiana

- Dean v. St. Mary Emergency Group, LLC, No. C-2015-5856-F, Fifteenth Judicial District Court for the Parish of Lafayette, State of Louisiana
- Dejean v. Koch, No. C20093931, Superior Court of the State of Arizona, County of Pima, State of Arizona
- Deltide Fishing and Rental Tools, Inc. v. Keaty, No. 680,838, Twenty-Fourth Judicial District Court for the Parish of Jefferson, State of Louisiana
- Denison Supply Group, LLC v. Michel, No. 16-1971, Civil District Court for the Parish of Orleans, State of Louisiana
- Domingue v. Salomon Smith Barney, Inc. & Coughlin, No. 01-03076, NASD Dispute Resolution Arbitration, New Orleans, Louisiana
- Donovan Marine, Inc. v. Travelers Indemnity Co. of Illinois, Civ. Action No. 09-4374 (S-3), United States District Court for the Eastern District of Louisiana, New Orleans, Louisiana
- Dougherty v. Haag, No. 05-06993, Superior Court for the County of Orange, State of California
- 41. Doyle v. ICNA, Civil District Court for the Parish of Orleans, State of Louisiana
- Dunahoe v. Rogers, No. 85704(A), Tenth Judicial District Court for the Parish of Natchitoches, State of Louisiana
- Dysart & Tabary LLP v. Finckbeiner, No. 15-0597 "A," Thirty-Fourth Judicial District Court for the Parish of St. Bernard, State of Louisiana
- East Jefferson General Hospital v. Stein, No. A-081709-773, AHLA Arbitration Service, Parish of Jefferson, State of Louisiana
- Edmonds v. Williamson, No. 2002-CV-42-R, Circuit Court of Kemper County, State of Mississippi
- Felham Enterprises (Cayman) Ltd. v. Certain Underwriters at Lloyd's, London Companies, Zurich American Ins. Co., Marine Office of Am. Corp. & Trinity Yachts, Inc., No. 02-3588, United States District Court for the Eastern District of Louisiana
- Foley & Lardner, LLP v. Kenneth G. Daniels, LLC, Adv. No. 05-01003, United States Bankruptcy Court for the Middle District of Louisiana
- 48. Forbes v. St. Martin, Civ. Action No. C2401 01 1745(2), Chancery Court, First Judicial District Court, Harrison County, Mississippi

- Forbis v. Int'l Health Care Properties, X, Ltd., 97-CI-03198, Jefferson Circuit Court, State of Kentucky
- Franklin v. Regions Bank, Civ. Action No. 5:16-CV-01152, United States District Court for the Western District of Louisiana
- 51. Furie Petroleum Co., L.L.C. v. Tower Hill Energy Co., L.L.C., No. 09-927, United States
 District Court for the Western District of Louisiana, Shreveport Division
- Gaspard v. Provensal, No. 2012-11939, Civil District Court for the Parish of Orleans, State of Louisiana
- Gauthier, Houghtaling & Williams L.L.P. v. Safeguard Storage Properties LLC, Civ. Action No. 08-0627 (H), Civil District Court for the Parish of Orleans, State of Louisiana
- 54. GE Oil & Gas, Inc. v. Turbine Generation Servs., LLC, No. 652296/2015, Supreme Court of the State of New York, County of New York, State of New York
- Gill v. Becnel, No. G2001-1199 R/1, Chancery Court for the First Judicial District, Hinds County, State of Mississippi
- Glynn v. Sylvester, No. 228080, Ninth Judicial District Court for the Parish of Rapides, State of Louisiana
- Greenspoon Marder, P.A. v. Andry Law Firm, LLC, Civ. Action No. 2:13-cv-05509-MLCF-JCW, Section F, United States District Court for the Eastern District of Louisiana
- Gulf Production Co., Inc. v. Hoover Oil Field Supply, Inc., No. 08-5016, United States District Court for the Eastern District of Louisiana
- Gulfport Ob-Gyn, P.A. vs. Dukes, Dukes, Keating & Faneca, P.A., Civ. Action No. A2401-16-193, Circuit Court of Harrison County, First Judicial District, State of Mississippi
- Harry Bourg Corp. vs. Exxon Mobil Corp., No. 140,749 ("E"), Thirty-Second Judicial District Court for the Parish of Terrebonne, State of Louisiana
- Haynes v. Williamson, No. 3:05cv186-HTW-JCS, United States District Court for the Southern District of Mississippi, Jackson Division
- Hazlett v. Wilson, No. 2010-17707, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Hebert v. Avery, No. 2001-16561, Civil District Court for the Parish of Orleans, State of Louisiana

- Hodges v. Reasonover, No. 2011-3391(N), Civil District Court for the Parish of Orleans, State of Louisiana
- Hotel Investors, LLC v. State of Louisiana, Department of Transportation and Development, No. 704-195 "M", Twenty-Fourth Judicial District Court, Parish of Jefferson, State of Louisiana
- Humphrey v. L.C. Hearne, No. 600,108 (C), First Judicial District Court for the Parish of Caddo, State of Louisiana
- Hunter & Blazier v. Logan, No. 2007-1873, Fourteenth Judicial District Court, Parish of Calcasieu, State of Louisiana
- Hydroflame Production, L.L.C. v. Hydroflame Technologies, L.L.C., No. 2011-3095(K), Civil District Court, Parish of Orleans, State of Louisiana
- In re American International Refinery, Inc., No. 04-21331, United States Bankruptcy Court, Western District of Louisiana, Lake Charles Division
- In re E.H. Mitchell & Co., LLC, Civ. Action No. 14-959 (H-5), United States District Court for the Eastern District of Louisiana
- In re LMCHH PCP, LLC, No. 17-10353-JAB ("B"), United States Bankruptcy Court for the Eastern District of Louisiana
- In re Oil Spill by the Oil Rig "Deepwater Horizon" in the Gulf of Mexico on April 20, 2010, MDL No. 2179, United States District Court for the Eastern District of Louisiana
- In re The Matter of Taira Lynn Limited No. 7, LLC, as Owner of the M/V Ricky J. Leboeuf, Civ. Action No. 2:16-cv-0367, United States District Court for the Eastern District of Louisiana
- In re Thomas J. Hogan, Jr., No. 16-DB-055, Louisiana Attorney Disciplinary Board, State of Louisiana
- In re Impeachment of United States District Judge G. Thomas Porteous, Jr., The Senate
 of the United States (no docket number)
- In re Oestreicher, No. 12-DB-083, Louisiana Attorney Disciplinary Board, State of Louisiana
- In re Petition to Accord Immigrant Classification to Timothy Gray Cameron, Esq., as an Alien of Extraordinary Ability, United States Department of Homeland Security, United States Citizenship and Immigration Services
- 78. In re Confidential Respondents, 04-DB-005, Louisiana Attorney Disciplinary Board

- 79. In re Succession of Marion Roberts, No. 96-2904(F), Civil District Court for the Parish of Orleans, State of Louisiana
- In re Zyprexa Products Liability Litigation, MDL No. 1596, United States District Court for the Eastern District of New York
- 81. Jones v. Lagarde, No. 2016-11075, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- 82. La Casa Castro, S.A. de C.V. v. Greenberg Traurtg, P.A., Roberto Martinez and Pedro J. Martinez-Fraga, Civ. Action No. 09-6663(F-2), United States District Court for the Eastern District of Louisiana
- Lentz v. Schulze, No. 2:16-CV-07299, United District Court for the Eastern District of Louisiana
- Leon v. Wilson, No. 96-14608(F), Civil District Court for the Parish of Orleans, State of Louisiana
- Liberty Mutual Ins. Co. v. Jotun Paints, Inc. & Jotun, Inc., Civ. Action No. 07-3114,
 United States District Court for the Eastern District of Louisiana
- Logan v. Hit or Miss, L.L.C., Civil Action No. 6:07-CV-1116 LO, United District Court for the Western District of Louisiana
- Louisiana Crisis Assistance Ctr. v. Marzano-Lesnevich, Civ. Action No. 11-2102-SSV-SS, United States District Court for the Eastern District of Louisiana
- 88. Louisiana State Bar Association v. Carr and Associates, Inc., No. 2006-14440, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- 89. Magnificent Eight, LLC v. First NBC Bank, Inc., Civ. Action No. 13-5713 c/w 13-5714, United States District Court for the Eastern District of Louisiana
- Mascorro v. Schulz, No. 2014-12140, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Maxim v. Progressive Security Ins. Co., No. 229-677-G, Ninth Judicial District Court for the Parish of Rapides, State of Louisiana
- Mîre v. American Multi-Cinema, Inc., Civ. Action No. 14-cv-02582-MVL-DEK, United States District Court for the Eastern District of Louisiana
- Molaison v. Lukinovich, No. 623-026 (C), Twenty-Fourth Judicial District Court, Parish of Jefferson, State of Louisiana

- Montgomery v. St. Tammany Parish Gov't, No. 2016-11530(J), Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- NASDI, LLC v. Bertucci Contracting Co., LLC., No. 719944(A), Twenty-Fourth Judicial District Court for the Parish of Jefferson, State of Louisiana
- O'Connell v. Wyatt, Tarrant & Combs, LLP, No. 12-CI-000863, Jefferson Circuit Court, State of Kentucky
- Ohmer v. Farm Bureau Ins. Co., No. 113555 "D", Seventeenth Judicial District Court for the Parish of Lafourche, State of Louisiana
- Oliver v. Orleans Parish School Board, No. 2005-12244 (N), Civil District Court, Parish of Orleans, State of Louisiana
- Oreck Direct, LLC v. Dyson, Inc., Civ. Action No. 07-2744, United District Court for the Eastern District of Louisiana
- Ortiz v. MeadWestvaco Corp., No. 2009-0278, Thirty-Sixth Judicial District Court for the Parish of Beauregard, State of Louisiana
- Perrone v. Rogers, No. 2014-10589-C, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Pitre v. Continental Casualty Co., No. 615-979(J), Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana
- Pittle v. McGlynn, No. 09-620-JJB-SCR, United States District Court for the Middle District of Louisiana
- Planet Beach Franchising Corp. v. Fisher & Zucker, L.L.C., Nos. 11-CV-915 & 11-CV-02146 (MLCF), United States District Court for the Eastern District of Louisiana
- Powko Industries, L.L.C. v. Folse, No. 3:15-cv-0038-BAJ-SCR, United States District Court for the Middle District of Louisiana
- Provosty v. ARC Construction, LLC, No. 08-3671 "J", Civil District Court for the Parish of Orleans, State of Louisiana
- Read v. Read, No. 2000-15283(E), Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Reuther v. Smith, No. 2001-18124, Civil District Court for the Parish of Orleans, State of Louisiana
- Reynolds v. Voelkel, Civ. Action No.:16-CV-06984-JCZ-KWR, United States District Court for the Eastern District of Louisiana

- Robichaux v. Dow Chemical Co., No. 96-8461, Eighteenth Judicial District Court for the Parish of Iberville, State of Louisiana
- Schiff v. Pugh, No. 2014-03864, Civil District Court for the Parish of Orleans, State of Louisiana
- Scott v. The American Tobacco Co., Inc., No. 96-8461, Civil District Court for the Parish of Orleans, State of Louisiana
- 113. Sessions, Fishman, Nathan & Israel, L.L.P. v. Halpern, No. 2010-533, Civil District Court for the Parish of Orleans, State of Louisiana
- Shane v. Frost Brown Todd, LLC, No. 08-CI-10428, Jefferson Circuit Court, Division Eight, State of Kentucky
- Shinn Enterprises, Inc. & GIS Sports of Nevada, Inc. v. Capella, No. 2005-12352, Civil District Court for the Parish of Orleans, State of Louisiana
- Sigma Delta, L.L.C. v. Eric R. George, M.D., Civ. No. 07-5427, United States District Court for the Eastern District of Louisiana
- 117. Smith v. Kaplan & Lukowski, LLP & Jay D. Lukowski (pre-suit affidavit).
- Somerset Pacific, LLC v. Tudor Ins. Co., No. 17-7099 "H-3", United States District Court for the Eastern District of Louisiana.
- Spahr v. Dallam, No. 98-5840, Civil District Court for the Parish of Orleans, State of Louisiana
- 120. Southern Scrap Material Co., L.L.C. v. Fleming, Civ. No. 01-2544, United States District Court for the Eastern District of Louisiana
- St. Bernard Port, Harbor & Terminal Dist. v. Violet Dock Port, Inc., L.L.C., No. 116-860(E), Thirty-Fourth Judicial District Court for the Parish of St. Bernard, State of Louisiana
- St. Tammany Parish School Bd. v. Hartford Cas. Ins. Co., No. 2012-12891(C), Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Stanley v. Trinchard, Civ. No. 02-1235, United States District Court for the Eastern District of Louisiana
- State of Louisiana v. Taryn Blume, No. 522905, Criminal District Court for the Parish of Orleans, State of Louisiana
- State of Louisiana v. Miqueghele Brown, No. 533046, Criminal District Court for the Parish of Orleans, State of Louisiana

- State of Louisiana ex rel. Dorsey v. Vannoy, No. 251-406, First Judicial District Court for the Parish of Caddo, State of Louisiana
- State of Louisiana v. Danny-Galindo, No. 455-170 (F/L), Criminal District Court for the Parish of Orleans
- State of Louisiana v. Warren Harris, No. 288-271 (C), Criminal District Court for the Parish of Orleans, State of Louisiana
- State of Louisiana v. Khristopher Kyzar, No. 11-05-0461, Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana
- State of Louisiana v. Ricky Langley, No. 10258-02, Fourteenth Judicial District Court for the Parish of Calcasieu, State of Louisiana
- State of Louisiana v. Scott Lingle, No. 288-356 (I), Criminal District Court for the Parish of Orleans, State of Louisiana
- 132. State of Louisiana v. Robert "Bob" Odom, No. 08-02-547, Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana
- State of Louisiana v. David Peralta, No. 553759 "G", Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- State of Louisiana v. Terryance Russel, No. 375-503, Criminal District Court for the Parish of Orleans, State of Louisiana
- State of Louisiana v. Robert Wilkins, No. 04-19337, 14th Judicial District Court for the Parish of Calcasieu, State of Louisiana
- St. Blanc v. Stabile, No. 67,871, Twenty-Ninth Judicial District Court for the Parish of St. Charles, Div. E, State of Louisiana
- Sturlese v. J.B. Jones, Jr., No. 10-16390, Thirty-Eighth Judicial District Court, Parish of Cameron, State of Louisiana
- Succession of Marguerite Nell Riggs Griffin, No. 646-584, Twenty-Fourth Judicial District Court, Parish of Jefferson, State of Louisiana
- 139. Tapp v. Leonard L. Levenson & Associates, No. 2009-01787, Division D, Civil District Court for the Parish of Orleans, State of Louisiana
- 140. Temple v. Crescent City Gates Fund, L.P., No. 09-9508 (H-12), Civil District Court for the Parish of Orleans, State of Louisiana
- 141. Territa v. Oliver, No. 2:11-cv-01830, United States District Court for the Eastern District of Louisiana

- Tessier v. Moffatt, No. 98-CV-00116, United States District Court for the Eastern District of Louisiana
- Tierney v. Butler, No. 69-1777(E), Twenty-Ninth Judicial District Court for the Parish of St. Charles, State of Louisiana
- Travelers Prop. Casualty Co. of Am. v. Bossier, Civ. Action No. 14:cv-02176, United States District Court for the Eastern District of Louisiana
- United States v. Edwin Edwards, Crim. No. 98-165-B-M2, United States District Court for the Middle District of Louisiana
- United States v. Jesse H. Roberts, Cirm. Action No. 15-cr-0020-JWD-SCR, United States District Court for the Middle District of Louisiana
- United States ex rel. William St. John LaCorte v. Merck & Co., Inc., No. 99-03807,
 United States District Court for the Eastern District of Louisiana
- United States ex rel. William St. John LaCorte v. Wyeth Pharmaceuticals, Inc., No. 06-CV-11724-DPW, United States District Court for the District of Massachusetts
- Usner v. Bagert, No. 10-5479 (K-5), Civil District Court for the Parish of Orleans, State of Louisiana
- Usner v. Carol A. Newman, APLC, No. 09-08223, Civil District Court for the Parish of Orleans, State of Louisiana
- Verret v. State Farm Fire and Casualty Co., Civ. Action No. 2:13-cv-5596-LMAJCW,
 United States District Court for the Eastern District of Louisiana
- Waggoner v. Williamson, No. 03-KV-0151-J, Circuit Court of Adams County, State of Mississippi
- Walker v. AMID/Metro Partnership, LLC, No. 2007-14794, Civil District Court for the Parish of Orleans, State of Louisiana
- Walker v. Harris, No. 53694, Div. 22, Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana
- Waste Management of Louisiana, L.L.C. v. Penn-America Insurance Co., No. 2006-2452,
 Fourteenth Judicial District Court for the Parish of Calcasieu, State of Louisiana
- Wicker v. Heimich, No. 2010-3647, Civil District Court for the Parish of Orleans, State of Louisiana
- Williams v. The Administrators of the Tulane Educational Fund, Civil Action No. 99-20650 c/w 06-1915, Civil District Court for the Parish of Orleans, State of Louisiana

- 158. Williams v. Williamson, No. 4:03-CV-88LN, United States District Court for the Southern District of Mississippi
- Washington v. Williamson, No. 251-05-112 CIV, Circuit Court of Hinds County, State of Mississippi
- Wiener, Weiss & Madison, APLC v. Kantrow, Spaht, Weaver & Blitzer, APLC v. Fox,
 No. 5:16-cv-850-SMH-KLH, United District Court for the Western District of Louisiana
- XL Specialty Insurance Co. v. Bollinger Shipyards, Inc., Civ. Action No. 12-2071, R-2, United States District Court for the Eastern District of Louisiana
- 162. Zaunbrecher v. Garrity, No. C-20130168 C, Fifteenth Judicial District Court for the Parish of Lafayette, State of Louisiana

OTHER

Personal

Age 54

Married to Wendy Dehan Ciolino

Children: Hale, Price & Camille

Bar Admissions

Supreme Court of the United States
State of Louisiana
State of New York
United States Court of Appeals for the Fifth Circuit Court
United States District Court for the Eastern District of Louisiana (New Orleans)
United States District Court for Western District of Louisiana (Shreveport)
United States District Court for the Southern District of New York (New York
City)

Dated: Tuesday, October 16, 2018

cc_kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFFEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this APRIL 2, 2019.

Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents: PETITION FOR DAMAGES AND VERIFICATION

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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LAFPC.CV.54964044 cc_kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

 $\mathbf{v}s$

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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Witness the Honorable Judges of said Court, this APRIL 2, 2019.

Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: PETITION FOR DAMAGES AND VERIFICATION

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

LAFPC.CV.54964044 cc kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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SERVED: PERSONAL()_ DOMICILIARY () ON _____ NO SUÇH ADDRESS () UNABLE TO LOÇATE MOVED () OTHER REASON: __ RECEIVED TOO LATE FOR SERVICE () SERVICE OF WITHIN PAPERS COSTS FEE \$ MILEAGE \$ TOTAL \$

cc kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDIÇIAL DIŞTRIÇT COURT

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL. THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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Lafayette Parish

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DATE SERVED: SERVED: PERSONAL()___ DOMICILIARY () ON _____ MOVED() NO SUCH ADDRESS() UNABLE TO LOÇATE OTHER REASON: RECEIVED TOO LATE FOR SERVICE () SERVICE OF WITHIN PAPERS COSTS FEE \$ MILEAGE \$ TOTAL \$

LAFPC.CV.54964044 cc kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFFEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY
HEALTH SCIENCE CENTER, ET AL

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

I A EPC CV 54064044

cc_kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

LAFPC CV 54964044

cc_kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

DATE SERVED:	, 20	TIME:
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DOMICILIARY () ON		
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OTHER REASON:		
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SERVICE OF WITHIN PAP	ERS	
COSTS FEE \$	MILEAGE \$	TOTAL \$
DEBING .		

I.AFPC.CV.54964044 cc kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENÇE ÇENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL,
THROUGH ITS REGISTERED AGENT:
GORDON E. ROUNTREE, JR.
920 WEST PINHOOK
LAFAYETTE, LA 70503

of the Parish of Lafayette

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> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

LAFPC.CV.54964044

cc_kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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Deputy Clerk of Court Lafayette Parish

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DATE SERVED:

SERVED:

PERSONAL()

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UNABLE TO LOCATE MOVED() NO SUCH ADDRESS()

OTHER REASON:

RECEIVED TOO LATE FOR SERVICE ()

SERVICE OF WITHIN PAPERS

COSTS FEE \$ MILEAGE \$ TOTAL \$

cc_kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE .

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: GACHASSIN LAW FIRM,

THROUGH ITS REGISTERED AGENT:

NICHOLAS GACHASSIN, III

200 CORPORATE BLVD., SUITE 103

LAFAYETTE, LA 70508

of the Parish of Lafayette

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Witness the Honorable Judges of said Court, this APRIL 2, 2019.

Deputy Clerk of Court afayette Parish

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SHERIFF'S RETURN

LAFAYETTE PARISH SHERIFF

RECEIVED APR 02: 2019 Latayette runsn Sheriff Office MOVED RECEIVED TOO LATE FOR SERVICE () / SERVICE OF WITHIN PAPERS Momphte work Lafayette Parish Clerk of Court Filed This Day

APR 0 8 2019

Martina d'Keaus

EXHIBIT "A" IN GLOBO STATE COURT RECORD **PAGE 106**

 $^{\mathcal{P}_{\mathcal{O}_{\mathcal{O}_{I}}}}$

LAFPC.CV.54964069 cc kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

8

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

vs

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: UNIVERSITY HOSPITAL AND CLINICS, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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Witness the Honorable Judges of said Court, this APRIL 2, 2019.

i

eputy Clerk of Court Lafayette Parish

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SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF DATE SERVED PERSONAL (Y) DOMICILIARY () ON MOVED () NO SUCH ADDRESS () UNABLE TO LOCATE OTHER REASON: RECEIVED TOO LATE FOR SERVICE () SERVICE OF WITHIN PAPERS TOTAL \$_31.84 COSTS FEE \$ DEPUTY Lafayette Parish Clerk of Court Filed This Day

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APR 0 9 2019

Martina d Reaux
Deputy Clerk of Court

EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 107 PROUL

LAFPC.CV.54964044 cc kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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KITA MOMMAN

eputy Clerk of Court Lafayette Parish

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SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF 1205 hrs. DATE SERVED: SERVED: APR 02_2019 PERSONAL (V) Latayene raish DOMICILIARY () ON Sherill Office UNABLE TO LOCATE MOVED () NO SUCH ADDRESS () OTHER REASON: _ RECEIVED TOO LATE FOR SERVICE () SERVICE OF WITHIN PAPERS COSTS FEE \$ DEPUTY

> Lafayette Parish Clerk of Court Filed This Day

> > APR 0 9 2019

Mattera & Reaux
Deputy Clerk of Court

EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 108 į

Ordered by Atty.: CHRISTINE M. MIRE

LAFPC.CV.54964119 cc kmmelancon

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CITATION

APR 03 2019

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT MATESO

 $\mathbf{v}\mathbf{s}$

8. . \$

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: CHRISTOPHER JOHNSTON,

TO BE SERVED PERSONALLY
AT JOHNSTON LAW FIRM, LLC
LOCATED AT
7830 SAGE HILL ROAD
SAINT FRANCISVILLE, LA 70775

of the Parish of W. FELECIANA

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Deputy Clerk of Court Lafayette Parish

Deputy Clerk of Court

*Attached are the following documents: PETITION FOR DAMAGES AND VERIFICATION

SHERIFF'S RETURN

LAFAYETTE PARISH SHERIFF

> EXHIBIT "A" IN GLOBO - STATE COURT RECORD -- -PAGE 109

COURT LA COU	NA PARISH SHERIFF'S OFFICE • ST. FRANCISVILLE, LOUISIANA 70775 • B. R. No. (225) 343-8337 • Fax (225) 635-6947
J. AUSTIN DANIEL '	
Sheriff & Ex-Officio Tax Collector	
•	DATE APRIL 8, 2019
•	
TO: LOUIS J. PERRET - CLERK OF	F COURT
POST OFFICE BOX 2009	
LAFAYETTE, LOUISIANA 70	502-2009
•	RE: J CORY CORDOVA
	
	vs
	LOUISIANA STATE UNIVERSITY HEALTH
	SCIENCE CENTER, ETAL
•	
-	
COST AS FOLLOWS:	
SERVICE: \$ 30.00	
MILEAGE: 2.70	 ,
NOTARY PUBLIC:O_	
TOTAL DUE: \$ 32.70	

UPON RECEIPT OF PAYMENT, WE WILL FORWARD THE RETURNS:

122/5

LAFPC.CV,54964101

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

8

cc kmmelancon

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

Lafayette Parish Clerk of Court Filed This Day

.

TO: KRISTI ANDERSON,

TO BE SERVED PERSONALLY

AT UNIVERSITY HOSPITAL AND CLINICS
2390 WEST CONGRESS STREET

LAFAYETTE, LA 70506

APR 16 2019

Mattina & Raup
Deputy Clerk of Court

DEPARTMENT OF INTERNAL MEDICINE BETWEEN THE HOURS OF 7:00AM-5:00PM

of the Parish of Lafayette

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Deputy Clerk of Court
Lafayette Parish

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SHERIFF'S RETURN

LAFAYETTE PARISH SHERIFF

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Latayette Partell
Sheriff Office

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ce kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: DR. NICOLAS SELLS,

TO BE SERVED PERSONALLY

AT UNIVERSITY HOSPITAL AND CLINICS

2390 WEST CONGRESS STREET

LAFAYETTE, LA 70506

DEPARTMENT OF INTERNAL MEDICINE BETWEEN THE HOURS OF 7:00AM-5:00PM

of the Parish of Lafayette

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Lafayette Parish

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SHERIFF'S RETURN

LAFAYETTE PARISH SHERIFF

DATE SERVED: SERVED: DOMICILIARY () ON NO SUCH ADDRESS () . MOVED () UNABLE TO LOCATE OTHER REASON: RECEIVED TOO LATE FOR SERVICE () SERVICE OF WITHIN PAPERS Lafavette Parish Clerk of Court

Filed This Day

APR 16 2019

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Sheriff Office

EXHIBIT "A" IN GLOBO STATE COURT RECORD **PAGE 112**

132/2

LAFPC.CV.54964077 cc kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

7

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: DR. KAREN CURRY,

TO BE SERVED PERSONALLY

AT UNIVERSITY HOSPITAL AND CLINICS 2390 WEST CONGRESS STREET

LAFAYETTE, LA 70506

DEPARTMENT OF INTERNAL MEDICINE BETWEEN THE HOURS OF 7:00AM-5:00PM

of the Parish of Lafayette

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Deputy Clerk of Court
Lafayette Parish

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OTHER REASON:

RECEIVED TOO LATE FOR SERVICE ()

SERVICE OF WITHIN PAPERS

COSTS FEE \$ 30 MILEAGE \$ TOTAL \$ 30

DEPUTY (727.75)

RECEIVED
APR 02 2019
Latayette rousin
Sherilf Office

Lafayette Parish Clerk of Court Filed This Day

APR 16 2019

Matteria & Reaux Deputy Clerk of Court

EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 113 CHRISTINE M. MIRE

FAMILY LAW & TRIAL PRACTICE



April 17, 2019

LAFAYETTE PARISH, LA 2019 APR 22 AM 8: 15

Clerk of Court Lafayette Parish P.O. 2009 Lafayette, LA 70502

RE: J. Cory Cordova v. Louisiana State University Health

Science Center, et al. 15th JDC-Lafayette Parish Docket No.: 2019-2019, Div. "D"

Dear Madam/Sir:

Please serve defendant, Gachassin Law Firm, with the previously filed Petition for Damages with all Exhibits at their address listed below:

Gachassin Law Firm
Through their Registered Agent: Nicholas Gachassin
200 Corporate Boulevard, Ste. 103
Lafayette, LA 70508

Please do not hesitate to contact our office should you have any questions or concerns.

Best regards,

CHRISTINE M. MIRE

CMM/cmb

2480 YOUNGSVILLE HIGHWAY, SUITE C • YOUNGSVILLE, LOUISIANA 70592 TEL: (337) 573-7256 • FAX: (337) 205-8699 • cmnire@gmail.com



Recording # 2019-00012 196

FIFTEENTH JUDICIAL DISTRICT COURT
ACADIA, LAFAYETTE and VERMILION PARISHES

CLOSURE ORDER for ACADIA, LAFAYETTE and VERMILION PARISH COURTHOUSES Thursday, April 18, 2019

Acting in accordance with Louisiana Constitution Article V, Section I, the inherent power of this Court, and La. R.S. 1:55(E)(2) and considering the inclement weather conditions in all parishes of the Fifteenth Judicial District,

IT IS HEREBY ORDERED that the Acadia, Lafayette and Vermilion Parish Courthouses shall be closed for the remainder of this business day, April 18, 2019, beginning at 1:00 p.m. The parish courthouses will remain closed on Friday, April 19, 2019, in observance of the Good Friday holiday. All parish courthouses will reopen for business as usual on Monday, April 22, 2019.

SIGNED IN CHAMBERS at Lafayette, Louisiana, this 18th day of April 2019, at 11:30 a.m.

DISTRICT JUDGE

FILED THIS

Deputy Clerk of Court

EXHIBIT "A" IN GLOBO

STATE COURT RECORD
PAGE 115

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ATTORNEY CANSTILL M	rl,		
DATE PLEADING CLOCKED IN 4.33	19		
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CERT MAIL/RETURN RECEIPT	 	LETTER - CERT OF DIVORCE	
CITATION	 	LETTER - COMM OF INS	
CITATION-NTC OF JMT	1	LETTER - GENERAL RETURN	
CONFORMED GROUP	1	LETTER - JURY ORDER	
COPIES (# OF PAGES)	05	LETTER - NTC OF SIGNING OF JMT	
FAX OUTGOING	 	NTC OF HEARING	
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LAFPC.CV.54964044
cc kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVÉRSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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Witness the Honorable Judges of said Court, this APRIL 2, 2019.

Deputy Clerk of Court Lafayette Parish

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> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF





April 23, 2019

Louis J. Perret Lafayette Parish Clerk of Court 800 South Buchanan Street Lafayette, LA 70501 Via Hand Delivery

e: J. Cory Cordova; M.D. v. Louisiana State University Health Science Center, et al Docket No. 2019-2019-D, 15th JDC

Dear Mr. Perret:

Enclosed herewith for fax filing on behalf of the defendants, University Hospital & Clinics, Inc. and Lafayette General Medical Center, Inc., are:

- Dilatory Exceptions of Vagueness and Nonconformity of the Petition with La. C.C.P. Art. 891, Memorandum in Support of Dilatory Exceptions of Vagueness and Nonconformity of the Petition with La. C.C.P. Art. 891 and proposed Order; and
- (2) Request for Notice of Trial Date, Etc.

Please present same to Judge Rubin for consideration, have the exceptions set for hearing, served as indicated, and notify me of the dates and types of service. I am enclosing a copy of the pleadings for service.

With best wishes, I remain

vgiy italy yours,

James H. Gibson

Stacy N. Kerbacdy

Direct Dial # 337-761-6025

Fax # 337-761-6061

Email: jimgibson@gibsonlawpartners.com Email: stacykennedy@gibsonlawpratners.com

Enclosure

cc: Judge Edward D. Rubin (Via U.S.Mail)

Jacques F. Bezou, Sr./Jacques F. Bezou, Jr. (Via Email)

Christine M. Mire (Via Email)

STAMPED COPY GIVEN

2448 Johnston Street - P.O. Box 52124 (70505) Lafayette, LA 70503 Telephone: 337-761-6023 Facsimile: 337-761-6061



J. CORY CORDOVA, M.D.

VERSUS

LOUISIANA STATE UNIVERSITY
HEALTH SCIENCE CENTER,
UNIVERSITY HOSPITAL AND CLINICS,:
KAREN CURRY, M.D.,
NICHOLAS SELLS, M.D.,
KRISTI ANDERSON,
CHRISTOPHER T. JOHNSTON, and
THE GACHASSIN LAW FIRM

15TH JUDICIAL DISTRICT COURT

DOCKET NO. 2019-2019, DIV. "D"

PARISH OF LAFAYETTE

STATE OF LOUISIANA

LAFAYETTE PARIS

DILATORY EXCEPTIONS OF VAGUENESS AND NONCONFORMITY OF THE PETITION WITH LA. C.C.P. ART, 891

NOW INTO COURT, through undersigned counsel, come and appear Defendants, UNIVERSITY HOSPITAL & CLINICS, INC. and LAFAYETTE GENERAL MEDICAL CENTER, INC. (erroneously identified as "Lafayette General Hospital"), who except to Plaintiff's Petition for Damages on the basis of vagueness and nonconformity of the Petition with Louisiana Code of Civil Procedure Article 891, all for the reasons more fully set forth in the attached memorandum.

In support of these Exceptions, Defendants submit and introduce Plaintiff's Petition for Damages attached hereto and marked Exhibit 1.

WHEREFORE, the premises considered, Defendants, UNIVERSITY HOSPITAL & CLINICS, INC. and LAFAYETTE GENERAL MEDICAL CENTER, INC. (erroneously identified as "Lafayette General Hospital"), respectfully request that Plaintiff, J. Cory Cordova, M.D., appear and show cause on a date and time assigned by this Honorable Court why the Dilatory Exceptions of Vagueness and Nonconformity of the Petition with La. C.C.P. Art. 891 should not be sustained, ordering Plaintiff to amend his Petition for Damages to cure the defects by a deadline to be set by this Court, subject to dismissal with prejudice for Plaintiff's noncompliance with same, and for all general and equitable relief.

Respectfully submitted,

GIBSON LAW PARITNERS, LLC

JAMES H. GIBSON - 14285

STACY N. KENNEDY -23619

2448 Johnston Street Lafayette, LA 70503 P.O. Box 52124 Lafayette, LA 70505

Telephone: 337-761-6023 Facsimile: 337-761-6061

jimgibson@gibsonlawpartners.com stacykennedy@gibsonlawpartners.com Attorneys for UNIVERSITY HOSPITAL &

CLINICS, INC. and LAFAYETTE GENERAL

MEDICAL CENTER, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the above and foregoing has this day been served on

all parties through their counsel of record in this proceeding by:

() Hand Delivery

() Prepaid U.S. Mail

Email (x)

Facsimile

() Overnight Mail Service

Lafayette, Louisiana, this 23rd day of April, 2019

FILED THIS

Deputy Clerk of Court

Fec & 41

55197735 LAFPC.CV.54964069 cc kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: UNIVERSITY HOSPITAL AND CLINICS, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this APRIL 2, 2019.

Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: PETITION FOR DAMAGES AND VERIFICATION

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

DAY OF April 20 19
But orry Bearb
Deputy Clorific Equat

EXHIBIT I

EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 121 Case 6:19-cv-01027-JDC-PJH Document 1-2 Filed 08/07/19 Page 122 of 291 PageID #: 131

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CLERK DE COURT LAFAYETTE CARISH, LA. 2019 HAR 29 PH 2:52

New Suit

15th JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

STATE OF LOUISIANA

DOCKET NO.

2019

J. CORY CORDOVA, M.D.

D

VERSUS

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER; UNIVERSITY HOSPITAL AND CLINICS; KAREN CURRY, M.D., NICHOLAS SELLS, M.D., KRISTI ANDERSON, CHRISTOPHER C. JOHNSTON, and THE GACHASSIN LAW FIRM

FILED:	DEPUTY CLERK:

PETITION FOR DAMAGES

NOW INTO COURT, through undersigned counsel comes Petitioner, Dr. J. Cory
Cordova who respectfully avers:

NDEXEL

Petitioner, Dr. J. Cory Cordova, is a person of the full age of majority domiciled in Lafayette Parish, Louisiana.

2.

Made Defendants herein are: Louisiana State University Health Science Center ("LSUHSC"), a state agency; University Hospital and Clinics ("UHC") located in Lafayette Parish, Louisiana; Lafayette General Hospital ("LGH") whose principal place of business is located in Lafayette Parish, Louisiana; Dr. Karen Curry, in her individual and official capacities, domiciled in Lafayette Parish, Louisiana; Dr. Nicolas Sells, in his individual and official capacities, domiciled in Lafayette Parish, Louisiana; Kristi Anderson, in her individual and official capacities; domiciled in Lafayette Parish, Louisiana; Christopher C. Johnston domiciled in West Feliciana Parish and the Gachassin Law Firm whose principal place of business is in Lafayette Parish.

3.

Venue is proper in this Court pursuant to Articles 42, 73 and 74 of the Louisiana Code of Civil Procedure.



ACTS OF DEFENDANTS LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, UNIVERSITY HOSPITAL AND CLINICS, KAREN CURRY, M.D., NICOLAS SELLS, M.D. and KRISTI ANDERSON

4

The Defendants, Louisiana State University Health Science Center ("LSUHSC"), University Hospital and Clinics ("UHC") Lafayette General Hospital ("LGH"), Dr. Karen Curry, Dr. Nicolas Sells, and Kristi Anderson are jointly and severally for damages resulting from various violations of LSUHSC's policies and procedures that occurred while Petitioner, Dr. Cordova, was a first-year Internal Medicine resident at University Hospital and Clinics in Lafayette, Louisiana.

5.

Dr. Cordova entered into a contract with Defendants to be a "House Officer," i.e. a resident, at UHC in the Internal Medicine Department from July 1, 2017 through June 30, 2018. This term was to be Dr. Cordova's first-year of his residency.

6.

Pursuant to LSUHSC's relationship with the Accreditation Council for Graduate Medical Education (ACGME), Dr. Cordova's contract with the Defendants includes an agreement to follow established formal grievance procedures for any "action which result[s] in dismissal or could significantly threaten a House Officer's intended development." These complaint and grievance procedures are detailed in the House Officer Manual ("HOM").

7.

At all relevant times, Defendant Dr. Karen Curry served as Dr. Cordova's Program Director at UHC Internal Medicine; Defendant Dr. Nicholas Sells as the UHC Medicine Department Head/Section Chief; and Dr. James B. Falterman as the Associate Dean for Academic Affairs.

8.

From June 2017 through the beginning of November 2017, Dr. Cordova was consistently rated "Experienced/Competent, Ready for Unsupervised Practice and Aspirational Expert."

9.

However, Dr. Cordova was, without *any* prior preliminary intervention pursuant the HOM, placed on a probationary period from November 10, 2017 through February 28, 2018. On February 15, 2018, Defendant Dr. Sells informed Dr. Cordova that his contract for the following year would not be renewed due to Dr. Sells' action on a Request for Adverse Action filed by Defendant Dr. Curry.

10.

The manner in which the Defendants imposed unwarranted discipline upon Dr. Cordova without guaranteed Due Process as mandated by Dr. Cordova's contract and the LSUHSC'S HOM violated both Dr. Cordova's contract and his constitutional Due Process rights.

11.

On November 10, 2017, Dr. Curry stated that the Clinical Competency Committee had reviewed his resident performance and recommended that he be placed on probation. Dr. Curry advised that if Dr. Cordova did not comply with the terms of remediation during probation, his contract was at risk for nonrenewal. The probationary period was from November 10, 2017 until February 28, 2018. Dr. Curry began implementing a remediation plan.

12

However, the Clinical Competency Committee did not issue a recommendation until the following month or on or about December 15, 2017 when they issued a remediation plan to Dr. Cordova via email. The Clinical Competency Committee's remediation plan differed from the one imposed by Dr. Curry.

13.

Moreover, during the November 10, 2017 meeting, Dr. Cordova was told by Dr. Curry that the probation would not be a part of Dr. Cordova's academic record.

14.

On February 1, 2018, despite the fact that the probationary and remediation period had not yet expired and the fact that Dr. Cordova was told by members of the Clinical Competency Committee that he was properly remediating pursuant to the plan, Dr. Cordova was notified by Dr. Sells that Dr. Curry filed a Request for Adverse Action ("RFAA"). This action by Dr. Curry

initiated proceedings that could result in immediate termination or non-renewal of Dr. Cordova's contract. Dr. Cordova was at this time provided for the first time the RFAA.

15

Upon review, it was immediately apparent that the RFAA failed to meet the promulgated due process requirements for four (4) mutually exclusive reasons.

16

First, Dr. Sells made the decision to support the conclusion of Dr. Curry's Request for Adverse Action before any challenge or response could be made by Dr. Cordova. According to the HOM, when a RFAA is filed, the Department Head shall determine if the "charges registered against the House officer appear to be supportable on their face." LSUHSC HOM. Due Process prohibits the Department Head from reaching any conclusions without providing the Resident an opportunity to challenge the accusations in the RFAA.

17.

In the February 1, 2018 meeting with Dr. Cordova, Dr. Sells stated that he actually supported Dr. Curry's conclusions: "After hearing one side and reviewing what has been submitted, I support that letter based on what I've read, I support that request and you'll get a copy of that." Thus, Dr. Sells indicated he had already made his decision without affording Dr. Cordova any opportunity to respond as required by the HOM, his contract, and due process.

18.

Second, the RFAA was initiated by a member of the faculty (Dr. Karen Curry) that the department head (Dr. Nicholas Sells) admitted lacked objectivity. Dr. Sells admitted to Dr. Cordova after the nonrenewal decision that Dr. Curry was not objective and formed opinions about Dr. Cordova early on. This lack of objectivity observed by Dr. Sells violates ACGME requirements found in Section V(A)(2)(b)(1) and the due process requirements found in Section II (A)(4)(1) of the HOM.

19.

Despite Dr. Curry's lack of objectivity, Dr. Curry did not consult the Clinical Competency Committee regarding her recommendation that Dr. Cordova's contract to be terminated and/or nonrenewed as required by the House Officer Manual and the ACGME.

20.

This failure of the program director to exercise appropriate objectivity and/or to request a recommendation of the Clinical Competency Committee violated Petitioner's procedural and substantive due process rights.

21.

Third, Dr. Curry's RFAA referenced numerous attached exhibits allegedly supporting the accusations therein. However, none of these exhibits were actually attached to Dr. Curry's RFAA. Upon information and belief, Dr. Sells made his February 1, 2018 decision without reviewing any of these alleged exhibits.

22.

In fashioning his challenge to the RFAA, Dr. Cordova requested a copy of the alleged exhibits. The purpose of this request was twofold: rather than merely relying on Dr. Curry's summary of what these exhibits contained, (1) Dr. Cordova could have actual sufficient notice of the allegations against him; (2) and the ability to review and meaningfully respond to the allegations.

23.

Dr. Cordova, in his challenge to the RFAA, specifically reserved any and all Due Process rights to supplement his response once he was provided the exhibits. These exhibits were never provided to Dr. Cordova subsequent to his challenge being filed, prior to Dr. Sells' decision regarding nonrenewal of Dr. Cordova's contract, or even to this date after numerous months of subsequent requests from Dr. Cordova and his counsel.

24,

Fourth, as required by the HOM, Dr. Curry's Request for Adverse Action failed to give a "brief statement of the nature of testimony to be given by each witness."

25.

Upon Dr. Cordova's review and investigation into the allegations contained in the RFAA, he found that the allegations were either grossly exaggerated or patently false.

26.

On February 8, 2018, Dr. Cordova filed a challenge to the RFAA with Dr. Sells, detailing his responses as best was possible without ever seeing the actual exhibits referenced. However, he specifically noted that he was unable to address all of the allegations due to having never been provided the exhibits to the RFAA. Accordingly, Dr. Cordova requested a copy of these exhibits so he could address the actual allegations and reserved his right to supplement his challenge upon the opportunity to review them.

27.

Without ever receiving these exhibits, Dr. Cordova received correspondence from Dr. Sells on February 15, 2018 notifying him that Dr. Curry's RFAA had been accepted and Dr. Cordova's contract would not be renewed.

28.

Upon information and belief, Dr. Sells never reviewed any exhibits referenced in the RFAA prior to making a final determination regarding nonrenewal of Dr. Cordova's contract.

29.

No hearing in front of an impartial committee where witnesses were presented to testify ever occurred.

30.

While still awaiting these exhibits to decide upon a course of action, on February 19, 2018, Dr. Cordova began looking at options to pursue his education at another residency training program. Dr. Cordova communicated that any decision not to further challenge his contract nonrenewal was predicated on the understanding that his privacy regarding the RFAA would be respected. Dr. Sells agreed to notify faculty of Dr. Cordova's request for privacy. There was never an acknowledgement or consent to discipline by Dr. Cordova.

31.

Dr. Cordova interviewed at the University of Alabama at Birmingham ("UAB"), Selma Family Medicine Program. Despite assurances from Dr. Sells about privacy of the RFAA, it was sent to UAB on March 14, 2018. When Dr. Cordova inquired into his privacy rights, he was told by Director of Graduate Medical Education, Kristi Anderson, that the documents had to be

produced or a statement that the file was incomplete would have to be included. Accordingly, Kristi Anderson required Dr. Cordova to sign a release to that information.

32.

On April 3, 2018, the LSU Family Medicine Residency Program in Alexandria, LA, another residency training program where Dr. Cordova interviewed sent a request to program director, Dr. Karen Curry. The program requested two (2) items: 1) PGY (Post Graduated Year) -1 Curriculum list of rotations; and 2) Statement with status of resident in good standing and statement of awareness of Dr. Cordova's interest in transitioning from Internal Medicine to Family Medicine. Rather than comply with the request, Dr. Curry replied:

ACGME requires a summative competency-based performance evaluation on transferring residents and verification of previous educational experiences. Will you need this? If so, can you please send another release for those items?

33.

Although the ACGME requires a program director to obtain a summative competency-based performance evaluation, the program director of LSU Alexandria had not yet requested this information when Dr. Curry volunteered it. Moreover, the ACGME provisions requires that the faculty discuss any evaluation with the resident and further requires that the program must provide objective assessments of competence. Instead of following the ACGME requirements, Dr. Curry sent a Milestone Evaluation that Dr. Cordova had never reviewed. More importantly, the Milestone Evaluation was substandard and indicated that Dr. Cordova's skills on each of the areas of core competency was "Conditional on Improvement." (Said evaluation is attached hereto, made a part hereof as if copied herein in extenso and marked for identification as Exhibit "A").

34.

Moreover, the evaluation was not a summation of Dr. Cordova's evaluations as required or requested. Alarmingly, this inappropriate and substandard evaluation was not requested, not objective, and effectively sabotaged Dr. Cordova's chances of transferring to another program.

35.

The medical residency training program also breached its contract with Dr. Cordova by failing to renew his contract although all conditions were met for renewal. Although Dr. Cordova completed his intern year successfully, his contract was not renewed.

36.

After the UAB and Alexandria programs received the inappropriate and incomplete documentation, Dr. Cordova knew that his chances of transferring were very slim. Dr. Cordova wrote a letter to Dr. Curry and Dr. Sells requesting that he be reinstated. On June 11, 2018, Dr. Sells advised Dr. Cordova that "you're going to get an intern certificate, but your program director has said that she no longer wants you in her program for obvious reasons." Dr. Cordova met the requirements of progression and should have been allowed to renew his contract. Moreover, the reasons why the program director no longer wanted Dr. Cordova in the program are not obvious to him. It is Dr. Cordova's firm belief that the bias formed by Dr. Curry was motivated by personal reasons rather than related to his competency as a doctor.

37.

Proof of the unprofessional manner in which all of these decisions were made is contained in a May 21, 2018 recorded conversation in which Dr. Sells states to Dr. Cordova that "Life is not a dick measuring contest. It's not about celebrating your size or what you can or cannot do with it...I'm proud of what little I've got." Although Dr. Cordova nervously laughs on the tape recording, he in no way initiated or welcomed this unprofessional and inappropriate conversation. Dr. Sells then goes on to discuss sex, the use of Cialis, and a penis pump in an unprofessional and inappropriate manner. In a separate recorded conversation, Dr. Sells made inappropriate comments that Dr. Cordova may be interested in pursuing a medical career in pharmaceutical sales because it would allow him to travel and be unfaithful to his wife.

38.

The recorded comments of Dr. Sells exemplifies the unprofessional and unfair work environment that Dr. Cordova and others within the program are forced to endure. Even the Director of Graduate Medical Education, Kristi Anderson, admitted that residents are fearful of retaliation. Other witnesses will also confirm the lack of professionalism, favoritism, and disparate treatment that some residents receive.

CAUSES OF ACTION AS TO DEFENDANTS LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, UNIVERSITY HOSPITAL AND CLINICS, KAREN CURRY, M.D., NICOLAS SELLS, M.D. 2nd KRISTI ANDERSON

Violation of Due Process

39.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as is fully set-forth herein.

40.

The Fourteenth Amendment to the United States Constitution provides, in part, "nor shall any State deprive any person of life, liberty, or property, without due process of law" Similarly, Article I, Sec. 2 of the Louisiana Constitution provides that "No person shall be deprived of life, liberty, or property, except by due process of law." Due process necessitates a hearing where a party can fully and meaningfully contest the allegations being made against him or her that serve as a basis for deprivation of their property interests. See Bd. Of Regents v. Roth, 408 U.S. 564, 574-75 (1972).

41.

The Louisiana Supreme Court has concluded that residents possess a due process "property" and/or "liberty" in their positions and potential for future earnings. See Driscoll v. Stucker, 04-0589 (La. 01/19/05); 893 So.2d 32, 41-43. When a resident is deprived of due process in these situations, he is entitled to all loss of wages resulting from that denial. Id. at 52-54.

42.

The above-actions of the Defendants violated Dr. Cordova's due process rights established in the federal and state constitutions. Indeed, in an analogous case, the Louisiana Supreme Court found that LSUHSC's act of withholding documents despite continued requests, as the Defendants did here with the exhibits to the RFAA, constituted a denial of due process. *Id.* at 48.

Breach of Contract

43

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as if fully set-forth herein.

"Good faith shall govern the conduct of the obligor and the obligee in whatever pertains to the obligation." La. C.C. art. 1759. "An obligor is liable for the damages caused by his failure to perform a conventional obligation." La. C.C. art. 1994. Both pecuniary and nonpecuniary interests may be recovered.

45.

The House Officer Agreement of Appointment contract entered into by Dr. Cordova and Defendants mandated that any action by the Defendants that could "result in dismissal or could significantly threaten a House Officer's intended career development" follow the due process procedures of the HOM. The above-actions of the Defendants breached their contractual duties to Dr. Cordova.

46.

On November 6, 2018, Dr. Cordova, appealed the adverse decision of "LSU" in writing, but said defendants ignored the appeal, in further violation of his rights. (Said appeal is attached hereto, made a part hereof as if copied herein *in extenso* and marked for identification as Exhibit "B").

ACTS OF CHRISTOPHER C. JOHNSTON AND GACHASSIN LAW FIRM

47.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as if fully set-forth herein.

48,

On or about February 5, 2018 plaintiff, Cordova, formally retained the services of defendant, Christopher C. Johnston, a partner in the defendant, Gachassin Law Firm for advice and assistance to contest the false allegations contained in the adverse action instituted against Cordova by the aforementioned "medical" defendants, and to ensure that the adverse action did not affect Cordova's ability to complete his residency training. (Said engagement letter is attached hereto, made a part hereof as if copied herein in extenso and marked for identification as Exhibit "C").

At no time during the representation by Mr. Johnston, did Johnston reveal that Johnston and the Gachassin Law Firm also represented Lafayette General Medical Center (who is in partnership with LSU/USC), Dr. Nicholas Sells (the chief of internal medicine), and Dr. James Falterman (the academic dean). Dr. Sells and Dr. Falterman were the top decision makers regarding the adverse action and were potential adverse witnesses against Dr. Cordova in the adverse action proceedings mentioned above.

50.

After defendant Johnston began representing Dr. Cordova in the disciplinary proceedings, Dr. Cordova noticed that Johnston was not very aggressive in his defense against the adverse action. Also, defendant Johnston encouraged Dr. Cordova not to be aggressive in his approach and to "keep his mouth shut because it would make things worse". In fact, Johnston's exact words were "don't complain about the food while you are in prison."

51.

When Dr. Cordova questioned Defendant, Johnston about litigating the matter, Johnston revealed for the first time that his firm represented Drs. Sells and Falterman and Lafayette General Hospital. Said conflict was not revealed to Dr. Cordova by Mr. Johnston until July 27, 2018, six months into the representation.

52.

On October 29, 2018, Plaintiff hired new counsel who advised him that his prior counsel may have had a conflict of interest. At that point, Dr. Cordova retained professor Dane Ciolino, who wrote the attached advisory opinion, concluding that defendants, Johnston and Gachassin had violated rules 1.7 and 1.10 in representing Dr. Cordova in a disciplinary matter adverse to LSU/UHC, Lafayette General and members of the UHC administration, who they also represented. (Said opinion of Professor Ciolino is attached hereto, made a part hereof as if copied herein in extenso and marked for identification as Exhibit "D")

Upon information and belief, defendants Johnston and Gachassin Law Firm knew of the conflict existing between Dr. Cordova and their other existing clients yet chose to remain silent until after Dr. Cordova had suffered great loss.

FIRST CAUSE OF ACTION-DISGORGEMENT OF LEGAL FEES FOR CONFLICT OF INTEREST

54.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as if fully set-forth herein.

55.

Due to the ethical violations enumerated above, all legal fees paid in the underlying matter to defendants, Johnston and Gachassin, should be disgorged and defendants should be ordered to return same. Further all legal fees incurred by Plaintiff in an attempt to mitigate his damages are recoverable herein.

SECOND CAUSE OF ACTION-LEGAL MALPRACTICE

56.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above as if fully set-forth herein.

57.

Defendants, Johnston and Gachassin, breached duties owed to Dr. Cordova as his attorneys including, but not limited to communication, honesty and corresponding and failed to exercise the proper standard of care as outlined above in violation of the Louisiana Rules of Professional Conduct. In fact, Louisiana Courts consider the Rules of Professional conduct to have the full force and effect of substantive law. See Schlesinger v. Herzog, 672 So. 2d 701, 707 (La. Ct. App. 4th Cir. 1996); Dazet Mortgage Solution LLC v. Faia, 116 So. 3d 711, 716 (La. App. Ct. 5th Cir. 2013).

58.

As a result of the breaches of Defendants, Johnston and Gachassin, Dr. Cordova has suffered damages, including but not limited to the loss of a year of residency, loss of income, loss of standing in the community, damage to reputation, all additional attorney fees, and all other equitable relief to remedy the malpractice of said defendants.

59.

Said defendants' breaches and negligence were the proximate cause of Dr. Cordova's damages.

60.

All defendants named herein are jointly and solidarily liable and upon information and belief, they worked together in violation of duties and responsibilities owed to Plaintiff herein to cause him loss.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff, J. Cory Cordova, M.D., prays that:

- Certified copies of this Petition be issued and served according to law on the Defendants, Louisiana State University Health Science Center, University Hospital and Clinics, Lafayette General Hospital, Dr. Karen Curry, Dr. Nicolas Sells, Kristi Anderson, Christopher C. Johnston and the Gachassin Law Firm;
- 2. After legal delays and proceedings had, there be judgment against defendants, Louisiana State University Health Science Center, University Hospital and Clinics, Lafayette General Hospital, Dr. Karen Curry, Dr. Nicolas Sells, Kristi Anderson, Christopher C. Johnston and the Gachassin Law Firm and in favor of Plaintiff, Dr. J. Cory Cordova in such amounts as are just and reasonable;
- 3. Removal of inappropriate information from Dr. J. Cory Cordova's academic records;
- Legal interest from date of judicial demand on all amounts awarded, and for all costs, expenses
 of these proceedings, and attorney's fees be granted;

- 5. All necessary orders and decrees as may be required or proper in the premises and for full, general, and equitable relief; and
- 6. For trial by jury.

RESPECTFULLY SUBMITTED:

THE BEZOD LAW FIRM

JACQUES F. BEZOU, SR. (3037) JACQUES F. BEZOU, JR. (33728) MATHEW J. DEVEREAUX (32125)

ERICA A-FIYLA (34603) THE BEZOU LAW FIRM

534 E. Boston Street Covington, Louisiana 70433 Telephone: (985) 892-2111 Facsimile: (985) 892-1413

Jb2@bezou.com

AND

CHRISTINE M. MIRE (29352)

Attorney at Law
2480 Youngsville Hwy., Suite C
Youngsville, LA 70592
Telephone: (337) 573-7254
Facsimile: (337) 205-8699
cmmire@gmail.com
Attorneys for J. Cory Cordova, M.D

PLEASE SERVE:

Louisiana State University Health Science Center, through its registered agent: Matthew D. Altier, 2000 Tulane Avenue, 4th Floor, New Orleans, LA 70112

University Hospital and Clinics, through its registered agent: Gordon E. Rountree, Jr., 920 West Pinhook, Lafayette, LA 70503

Lafayette General Hospital, through its registered agent: Gordon E. Rountree, Jr., 920 West Pinhook, Lafayette, LA 70503

Dr. Karen Curry, to be served personally at University Hospital and Clinics 2390 West Congress Street, Lafayette, LA 70506, Department of Internal Medicine between the hours of 7:00AM-5:00PM

Dr. Nicolas Sells, to be served personally at University Hospital and Clinics 2390 West Congress Street, Lafayette, LA 70506, Department of Internal Medicine between the hours of 7:00AM-5:00PM

A TRUE COPY ATTEST

FILED TH

DAV OF

Deputy Clark of Court

Kristi Anderson, to be served personally at University Hospital and Clinics 2390 West Congress Street, Lafayette, LA 70506, Department of Graduate Medical Education between the hours of 7:00AM-5:00PM

Christopher Johnston, to be served personally at Johnston Law Firm, LLC located at 7830 Sage Hill Road, Saint Francisville, LA 70775

Gachassin Law Firm, through its registered agent: Nicholas Gachassin, III, 200 Corporate Blvd., Suite 103, Lafayette, LA 70508

15^{th} JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

	STATE OF LOUISIAN	A	
DOCKET NO	•	DIVISION	
SOID DOID	J. CORY CORDOVA, M	n	
Not to		(.D.	
	VERSUS		
HOSPITAL AND CI	UNIVERSITY HEALTH SCIE JINICS; KAREN CURRY, M.I ER JOHNSTON, and THE GA	:NCE CENTER; UNIVERSITY D., NICHOLAS SELLS, M.D., .CHASSIN LAW FIRM	
FILED:	DEPUTY CLI	ERK:	
	VERIFICATION		
BEFORE ME, the	undersigned authority personally	came and appeared Plaintiff,	•
	J. CORY CORDOVA, M	I.D.	-
who after being duly sworn	, did depose and state that the fo	regoing Petition for Damages in th	íe
above captioned matter is to	rue and correct to the best of his	knowledge and belief.	
-			
,		AMD	
•	J. CORY CO	RDOVA, M.D.	
SWORN TO AND SU	BSCRIBED before me this 2º	day of MARCH 2019.	
	6		
	NOTARY PUBLIC		
	CHRISTINE M. MIRE (E My COMMISSION EXPIRES	CAR FOL # 29352)	
	THE STOR LANGES	LE DEATH	
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		DAY OF April	20 <u>[9</u>
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EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 137



J. CORY CORDOVA, M.D.

15TH JUDICIAL DISTRICT COURT

VERSUS

DOCKET NO. 2019-2019, DIV. "D"

LOUISIANA STATE UNIVERSITY

PARISH OF LAFAYETTE

HEALTH SCIENCE CENTER, UNIVERSITY HOSPITAL AND CLINICS,:

STATE OF LOUISIANA

KAREN CURRY, M.D., NICHOLAS SELLS, M.D.,

KRISTI ANDERSON,

CHRISTOPHER T. JOHNSTON, and

THE GACHASSIN LAW FIRM

MEMORANDUM IN SUPPORT OF DILATORY EXCEPTIONS OF VAGUENESS AND NONCONFORMITY OF THE PETITION WITH LA. C.C.P. ART. 891

MAY IT PLEASE THE COURT:

Defendants, UNIVERSITY HOSPITAL & CLINICS, INC. (hereinafter "UHC") and LAFAYETTE GENERAL MEDICAL CENTER, INC. (erroneously identified as "Lafayette General Hospital") (hereinafter "LGMC"), respectfully submit this memorandum in support of their exceptions of vagueness and nonconformity of the Petition with La. C.C.P. art. 891. Because Plaintiff's sparse allegations against these defendants fail to allege sufficient particulars for UHC and LGMC to prepare their defense, the exceptions should be sustained, ordering Plaintiff to amend his petition within a deadline to be set by this Court, subject to dismissal with prejudice for failure to comply with same.

The Parties as Identified by the Petition

Plaintiff's Petition for Damages spans 60 paragraphs over fourteen pages, but contains a paucity of factual allegations regarding UHC and LGMC. Plaintiff's Petition also references the following exhibits in support of his allegations, none of which were served with the Petition:

- Exhibit A, Milestone Evaluation referenced in Paragraph 33;
- Exhibit B, "appeal" of the "adverse decision of 'LSU' in writing" referenced in Paragraph 46;
- Exhibit C, engagement letter with Johnston/Gachassin Law Firm referenced in Paragraph 48; and
- Exhibit D, "opinion" of "Professor Ciolino" referenced in Paragraph 52.2

Plaintiff does not otherwise identify whether any of the foregoing exhibits pertain to or elucidate his allegations against UHC and/or LGMC.

¹ Exhibit 1.

Plaintiff identifies himself as a first-year Internal Medicine resident "at UHC" for July 1, 2017 through June 30, 2018, the time period at issue.3 Although never alleged, presumably Plaintiff was a graduate of Louisiana State University Health Sciences Center ("LSUHSC") School of Medicine. LSUHSC is a named defendant, as are:

- UHC, identified as the facility where Plaintiff performed his residency;4
- LGMC (erroneously identified as "Lafayette General Hospital"), only identified as "in partnership with LSU/USC [sic]";5
- Dr. Karen Curry, identified as "Program Director at UHC Internal Medicine",
- Dr. Nicholas Sells, identified as "UHC Medicine Department Head/Section Chief";7
- Kristi Anderson, identified as "Director of Graduate Medical Education";8
- Christopher C. Johnston, identified as an attorney retained by Plaintiff;9 and
- Gachassin Law Firm, identified as Mr. Johnston's employer. 10

Other than Mr. Johnston, Plaintiff does not identify the employers of the other individual defendants, although Drs. Curry and Sells are faculty and Ms. Anderson is Director of Graduate Medical Education of LSU School of Medicine. 11 Other than alleging than that he attended the first year of his residency "at UHC," Plaintiff does not identify any relationship between UHC and the other defendants. Similarly, despite claiming LGMC was "in partnership with LSU/USC [sic]," he does not identify any relationship between LGMC and the other defendants. These bare allegations are insufficient for LGMC and UHC to prepare their defense in this matter. Thus, Defendants' Exceptions should be sustained.

Law and Argument

The Law Regarding Exceptions of Vagueness and Nonconformity of the I. Petition with La. C.C.P. Art. 891

Article 891 of the Louisiana Code of Civil Procedure requires that a plaintiff's petition contain a short, clear, and concise statement of all causes of action arising out of and the material

³ Exhibit 1 at ¶5.

⁴ Id, at \$4.

⁵ Id. at 149.

Dr. Curry is LSU School of Medicine faculty, Program Director of Internal Medicine, 6 Id. at ¶7.

https://residents.lsuhsc.edu/laf/medicaleducation/kcurryMD.aspx.

7 Id. Dr. Sells is LSU School of Medicine faculty, Section Chief of Department of Medicine, https://residents.lsuhsc.edu/laf/medicaleducation/nsellsMD.aspx.

Ms. Anderson is Director of GME, Student Ombudsman, LSU School of Medicine, https://residents.lsuhsc.edu/laf/medicaleducation/gme_ombudsman.aspx.

¹⁰ Id. at ¶48. The plaintiff does reference Dr. Curry as "a member of the faculty" and Dr. Sells as "the department head" in ¶18.

¹¹ Footnotes 7-9, supra.

facts of the transaction or occurrence that is the subject matter of the litigation. 12 Accordingly, a plaintiff's petition must fairly inform the defendants of the nature of the cause of action and include sufficient substantive particulars to enable the defendants to prepare their defense. 13

Similarly, the purpose of the objection of vagueness is to ensure that defendants are placed on notice of the nature of the facts sought to be proved. 14 The exception enables defendants to identify the specific cause of action, thus preventing not only a trial by ambush but also future relitigation of the cause of action after a judgment is obtained in the lawsuit. 15 Therefore, the plaintiff must allege a sufficient factual background to provide the defendants with fair notice. 16

In the absence of sufficient substantive particulars, the Third Circuit cautioned in Snoddy v. City of Marksville:

[o]pen-ended allegations should be met with either an exception of vagueness or a motion to strike. By filing such, petitioner is placed on notice that she should specifically plead negligence and damages and that she cannot rely on general, open-ended allegations. Just as open-ended allegations do not fairly allow a defendant to form a defense, failure to object to them places the petitioner in the position that she may feel entitled to offer proof of "any and all negligence" as well as "any and all damages" at the trial on the merits. Either situation allows the unwary to fall into a trap. In the instant case, the open-ended allegations should be struck.17

Likewise, in Robertson v. W. Carroll Ambulance Service Dist., the court noted:

Under the fact pleading utilized in Louisiana, a party may be granted any relief to which he is entitled under the pleadings and the evidence so long as the facts constituting the claim are alleged. The petition must set forth the facts upon which recovery is based; otherwise the defendant would have neither adequate notice of the allegation nor an opportunity to counter the claim. Moreover, mere allegations of negligence cannot form the basis of a cause of action, which must be based on facts from which such conclusions may be drawn. 18 (Internal citations omitted).

Plaintiff's lack of factual allegations pertaining to UHC and LGMC dictate that Defendants' Exceptions should be sustained.

Application of the Law to This Petition 11.

Plaintiff's Petition provides no factual background for his allegations against UHC and LGMC. The material facts of the transaction or occurrence that is the subject matter of the litigation as it pertains to UHC and LGMC are completely absent. If UHC and LGMC cannot determine what Plaintiff contends they did wrong, they cannot prepare a defense.

¹² La. C.C.P. art. 891.

¹³ Gray v. State, 05-617 (La. Ct. App. 3 Cir. 2/15/06), 923 So. 2d 812, 822.

¹⁴ La. C.C.P. art. 926(5); Vanderbrook v. Jean, 06-1975 (La. Ct. App. 1 Cir. 2/14/07), 959 So. 2d 965, 968.

¹⁶ Hargett v. Hargett, 00-799 (La. Ct. App. 3 Cir. 12/6/00), 772 So. 2d 999, 1003.

^{17 97-327 (}La. Ct. App. 3 Cir. 10/8/97), 702 So. 2d 890, 899.

^{18 39-331 (}La. Ct. App. 2 Cir. 1/26/05), 892 So, 2d 772, 777-78.

Plaintiff alleges that he was a first year Internal Medicine resident at UHC during the events alleged and that his "contract" was not renewed due to failure to follow certain guaranteed procedures presumably resulting in damage. Although Plaintiff's Petition appears to allege two causes of action against UHC and LGMC--violation of due process and breach of contract—he fails to provide adequate facts to implicate either defendant's involvement in the events at issue. Without sufficient factual allegations, Plaintiff's Petition is impermissibly vague and violates Article 891.

Notably, the very caption of the case omits mention of LGMC as do the various headings in the body of the pleading. The first heading at page 2 of the Petition subsumes Paragraphs 4-38. The heading reads: "ACTS OF DEFENDANTS LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, UNVERSITY HOSPITAL AND CLINICS, KAREN CURRY, M.D., NICHOLAS SELLS, M.D. and KRISTI ANDERSON." LGMC appears nowhere in this heading, but the very next paragraph indicates that the paragraphs in this section should be read as directed to LGMC.

The paragraph following the heading, Paragraph 4, concludes that "University Hospital and Clinics" and "Lafayette General Hospital" are "jointly and severally" liable for damages with the other listed defendants "for damages resulting from various violations of LSUHSC's policies and procedures that occurred while Petitioner, Dr. Cordova, was a first-year Internal Medicine resident at University Hospital and Clinics". Paragraph 4 is the only direct reference to LGMC in the 35 paragraphs of that section and it fails to allege any facts regarding LGMC. UHC appears in Paragraphs 4, 5, and 7—three of the 35 paragraphs—as the teaching hospital where Plaintiff was a resident. Plaintiff never identifies his relationship with LGMC or UHC or either facility's relationship with the other defendants upon which liability could be premised. Nothing in the 35 paragraphs of that section demonstrate how Plaintiff arrives at the conclusion that LGMC and UHC are "jointly and severally" liable with LSUHSC, Drs. Curry and Sells or Ms. Anderson.

In Paragraph 10, Plaintiff concludes that "[t]he manner in which the Defendants imposed unwarranted discipline upon Dr. Cordova without guaranteed Due Process as mandated by Dr. Cordova's contract and the LSUHSC's HOM violated both Dr. Cordova's contract and his Constitutional due process rights." Again, nothing in this section (Paragraphs 4-38) alleges the authority by which LGMC and/or UHC directed or impacted the plaintiff's residency. Plaintiff

¹⁹ Exhibit 1 at p. 2.

²⁰ Id. at ¶4.

does not allege that his "House Officer" contract purportedly breached was with UHC or LGMC;²¹ only that the contract was "with the Defendants."²² He does not allege that UHC or LGMC were charged with administering the "complaint and grievance procedures" in the "House Officer Manual," or administered the "complaint and grievance procedures" in the "House Officer Manual" in a deficient manner depriving him of his Due Process rights.²³

Similarly, Plaintiff points to Drs. Curry and Sells' positions with UHC and accuses them of imposing "unwarranted discipline," but never indicates whether their actions were empowered by a relationship with UHC (or even LGMC) as opposed to LSU School of Medicine. He does not allege UHC or LGMC's involvement with the "Clinical Competency Committee" or even identify the origin or composition of that body. Nothing alleges how or by what authority LGMC and/or UHC imposed discipline on the plaintiff, or how LGMC and/or UHC had any involvement with LSUHSC's "House Officer Manual" or the rating of Plaintiff's performance. Moreover, the factually dense allegations in Paragraphs 16-24 pertaining to purported Due Process violations never reference UHC or LGMC.

The next section of the Petition bears the heading, "CAUSES OF ACTION AS TO DEFENDANTS LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, UNIVERSITY HOSPITAL AND CLINICS, KAREN CURRY, M.D., NICHOLAS SELLS, M.D. and KRISTI ANDERSON."²⁵ Once again, the heading does not reference LGMC. The eight paragraphs comprising this section, Paragraphs 39-46, are divided under the subtitles "Violation of Due Process" and "Breach of Contract."²⁶ Paragraphs 39-46 contain no specific allegations as to UHC and LGMC. Indeed, although referencing the "House Officer Agreement of Appointment contract" and alleging breach of contract, Plaintiff never identifies the party with whom he contracted or attach a copy of the contract allegedly breached.²⁷ Significantly, Plaintiff never alleges an employment or contractual relationship with UHC or LGMC.

In addition, with regard to purported Due Process violations, Plaintiff contends in Paragraph
42 that:

The above-actions [sic] of the Defendants violated Dr. Cordova's due process rights established in the federal and state constitutions. Indeed, in an analogous case, the

²¹ Exhibit 1 at ¶5.

²² Id. at ¶6.

²³ Id. at 16. Indeed, at 1110 and 16 Plaintiff references the HOM as being an LSUHSC document.

²⁴ id. at ¶12, 13, 14. Perhaps the missing exhibits would shed light on the relationship presumed by Plaintiff's allegations or refute it entirely.

²⁵ Exhibit 1 at p. 9.

²⁶ Id.

²⁷ Id. at 945.

Louisiana Supreme Court found that LSUHSC's act of withholding documents despite continued requests, as the Defendants did here with the exhibits to the RFAA, constituted a denial of due process.

The "RFAA" or "Request for Adverse Action" is alleged to be a document filed by Dr. Curry and integral to the purported deprivation of Plaintiff's Due Process rights by failing to follow the procedure prescribed by LSUHSC's HOM in its handling.²⁸ Once again, however, Plaintiff does not specify which defendants comprise "the Defendants" violating his rights or identify any specific actions of UHC and LGMC.

Moreover, the case cited by Plaintiff as analogous, *Driscoll v. Stucker*, examined the liability and damages of a medical school and its supervising doctor that improperly caused the plaintiff resident to be ineligible to sit for a specialty board exam.²⁹ The hospital(s) where the plaintiff trained were glaringly absent from that case given the actions were taken by LSUHSC's Director and Chairman of the Residency Program and faculty.³⁰ Thus, while arguably analogous to some of the defendants, *Driscoll* has no bearing on UHC and LGMC.

Plaintiff's allegations are too vague and conclusory for UHC and LGMC to prepare their defense. Accordingly, Defendants' Exceptions should be sustained.

Conclusion

Plaintiff's Petition for Damages contains a surfeit of conclusions regarding UHC and LGMC lacking any factual basis. Louisiana law requires the plaintiff's petition fairly inform the defendants of the nature of the cause of action and include sufficient substantive particulars to enable the defendants to prepare their defense. Although Plaintiff's Petition urges violation of due process and breach of contract causes of action against UHC and LGMC, he fails to provide any facts to implicate either defendant's involvement in the events at issue. UHC and LGMC cannot prepare a defense without notice of the nature of the facts sought to be proved by Plaintiff. Accordingly, the Exceptions of Vagueness and Nonconformity of the Petition with Article 891 should be sustained, ordering Plaintiff to amend his petition within a deadline to be set by this Court, subject to dismissal with prejudice for failure to comply with same.

30 Id

²⁸ Exhibit 1 at ¶14, 16-30.

²⁹ 2004-0589 (La. 1/19/05), 893 So. 3d 32.

Respectfully submitted,

GIBSON LAW PARTNERS, LLC

JAMES H. GIBSON - 14285 STACY N. KENNEDY -23619

2448 Johnston Street Lafayette, LA 70503 P.O. Box 52124 Lafayette, LA 70505

Telephone: 337-761-6023 Facsimile: 337-761-6061

jimgibson@gibsonlawpartners.com stacykennedy@gibsonlawpartners.com
Attorneys for UNIVERSITY HOSPITAL &

CLINICS, INC. and LAFAYETTE GENERAL

MEDICAL CENTER, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the above and foregoing has this day been served on all parties through their counsel of record in this proceeding by:

Hand Delivery

() Prepaid U.S. Mail

(x) Email

Facsimile

() Overnight Mail Service

Lafayette, Louisiana, this 23rd day of April, 2019

J. CORY CORDOVA, M.D.

15TH JUDICIAL DISTRICT COURT

VERSUS

DOCKET NO. 2019-2019, DIV. "D"

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER,

PARISH OF LAFAYETTE

UNIVERSITY HOSPITAL AND CLINICS,:

STATE OF LOUISIANA

KAREN CURRY, M.D., NICHOLAS SELLS, M.D., KRISTI ANDERSON,

CHRISTOPHER T. JOHNSTON, and

THE GACHASSIN LAW FIRM

ORDER

Considering the foregoing Dilatory Exceptions of Vagueness and Nonconformity of the Petition with La. C.C.P. Art. 891 filed by Defendants, UNIVERSITY HOSPITAL & CLINICS, INC. and LAFAYETTE GENERAL MEDICAL CENTER, INC. (erroneously identified as "Lafayette General Hospital"):

IT IS ORDERED that Plaintiff, J. CORY CORDOVA, M.D., show cause on the 24th , 2019 at 10:00 o'clock A.m. why the Exceptions should not be sustained, ordering Plaintiff to amend his Petition for Damages to cure the defects by a deadline to be set by this Court, subject to dismissal with prejudice for Plaintiff's noncompliance with same, all at Plaintiff's sole cost.

SIGNED in Lafayette, Louisiana, this 24 day of

HONORABLE EDWARD D. RUBIN DISTRICT COURT JUDGE

THOMAS J FREDERICK COMMISSIONER, 15th JDC

PLEASE SERVE:

J. CORY CORDOVA, Through his counsel of record: Jacques F. Bezou, Sr. Jacques F. Bezou, Jr. THE BEZOU LAW FIRM 534 E. Boston Street Covington, LA 70433 Phone: 985-892-2111

Christine M. Mire 2480 Youngsville Highway, Suite C Youngsville, LA 70592

Phone: 337-573-7254

FILED THIS Deputy Clerk of Court

1



J. CORY CORDOVA, M.D.

VERSUS

LOUISIANA STATE UNIVERSITY
HEALTH SCIENCE CENTER,
UNIVERSITY HOSPITAL AND CLINICS,:
KAREN CURRY, M.D.,
NICHOLAS SELLS, M.D.,
KRISTI ANDERSON,
CHRISTOPHER T. JOHNSTON, and
THE GACHASSIN LAW FIRM

15TH JUDICIAL DISTRICT COURT

DOCKET NO. 2019-2019, DIV. "D"

PARISH OF LAFAYETTE

STATE OF LOUISIANA

AFAVERY OF COURT LA

REQUEST FOR NOTICE OF TRIAL DATE, ETC.

PLEASE TAKE NOTICE that JAMES H. GIBSON and STACY N. KENNEDY, attorneys for Defendants, UNIVERSITY HOSPITAL & CLINICS, INC. and LAFAYETTE GENERAL MEDICAL CENTER, INC. (erroneously identified as "Lafayette General Hospital"), do hereby request written notice of the date of trial of the above matter, as well as notice of all hearings, (whether on merits or otherwise), orders, judgments and interlocutory decrees, and any and all formal steps taken by the parties herein, the Judge or any member of the Court or Clerk of Court's office, as provided in Louisiana Code of Civil Procedure Articles 1572, 1913 and 1914. I hereby certify that a copy of this Notice has this date been forwarded to all parties by depositing same in the United States Mail, postage pre-paid and properly addressed.

Respectfully submitted:

OBSON LAW PARTNERS, LLC

JAMES H. GIBSON – 14285

STACY N. KENNEDY -23619 2448 Johnston Street Lafayette, LA 70503

P.O. Box 52124

Lafayette, LA 70505 Telephone: 337-761-6023

Facsimile: 337-761-6061 jimgibson@gibsonlawpartners.com

stacykennedy@gibsonlawpartners.com

Attorneys for UNIVERSITY HOSPITAL & CLINICS, INC. and LAFAYETTE GENERAL

MEDICAL CENTER, INC.

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EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 146



CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the above and foregoing instrument has this day been served on all parties through their counsel of record in this proceeding by:

()	Hand Delivery	()	Prepaid U.S. Mail	W	Email
()	Facsimile	()	Overnight Mail Service		
L	afaye	ette, Louisiana, this 23 rd day o	of April,	2019	7	

FILED THIS 23rd

DAY OF MOTH , 2019

Deputy Glerk of Court

LAFPC.CV,54964051

cc kmmelancon

Ordered by Atty.: CHRISTINE M. MIRE

CITATION

STATE OF LOUISIANA	<u> </u>	
HEALTH SCIENCE CENTER, ET AL	OFFE	
LOUISIANA STATE UNIVERSITY	PARISH OF LAFAYETTE, LOUISPANA	=
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vs	DOCKET NUMBER: C-20192019 🛱 🚊 🧻	ដ
J CORY CORDOVA	FIFTEENTH JUDICIAL DISTRICE COUNTY	_
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TO: LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, THROUGH ITS REGISTERED AGENT:
MATTHEW D. ALTIER,
2000 TULANE AVENUE, 4TH FLOOR
NEW ORLEANS, LA 70112

of the Parish of ORLEANS

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this APRIL 2, 2019.

Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: PETITION FOR DAMAGES AND VERIFICATION

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	(28) 20192019 - Service Date 04/09/2019 Time 9:49 AM LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTE	·R	
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EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 148

Orleans Parish Sheriff's Office Marlin N. Gusman

Sheriff of the Parish of Orleans Civil Division 421 Loyola Avenue Suite 403

New Orleans, LA 701.12 Phone: (504) 523-6143 Fax: (504) 525-4912

LAFAYETTE PARISH CLERK OF COURT

P.O. BOX 2009 LAFAYETTE LA 70502

Invoice #: Invoice Date: 8148 04/16/2019

invoice Amount: Invoice Balance:

\$ 30.00 \$ 30.00

No. 20192019

J CORY CORDOVA

LA STATE UNIVERSITY HEALTH SCIENCE CENTER ETAL

Invoice #: Invoice Date:

8148 04/16/2019

Docket

Serial# Fee Citation & Petition Amount 30.00 30.00 Sheriff #:

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Reference#

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Invoice Balance:

\$ 30.00

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Ordered by Atty.: CHRISTINE MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

GACHASSIN LAW FIRM THROUGH THEIR REGISTERED AGENT:

NICHOLAS GACHASSIN 200 CORPORATE BOULEVARD

STE. 103

LAFAYETTE, LA 70508

of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this APRIL 23, 2019.

eputy Clerk of Court Lafayette Parish

*Attached are the following documents: PETITION FOR DAMAGES AND EXHIBITS

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

DATE SERVED: SERVED: APR 23 2019 PERSONAL() Lafayette Parish DOMICILIARY () ON Sherlff Office MOVED () NO SUCH ADDRESS () UNABLE TO LOCATE OTHER REASON: _ RECEIVED TOO LATE FOR SERVICE () SERVICE OF WITHIN PAPERS

Lafayette Parish Clerk of Court

Filed This Day

L.P.S.O. Badge#

APR 26 2019

ACTUAL SERVICE MILEAGE:

EXHIBIT "A" IN GLOBO STATE COURT RECORD **PAGE 150**



NOTICE OF HEARING DATE OF SUIT

TO: STACY N KENNEDY PO BOX 52124

LAFAYETTE, LA 70505

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

DOCKET NUMBER: C-20192019 D

VS

BEFORE JUDGE EDWARD D. RUBIN

LOUISIANA STATE UNIVERSITY HEALTH PARISH OF LAFAYETTE, LOUISIANA SCIENCE CENTER, ET AL

The above numbered and entitled case in which you are attorney for plaintiff/defendant has been set for hearing in the Lafayette Parish Courthouse, Lafayette, Louisiana, for JUNE 24, 2019, at the hour of 10:00 AM.

RULE/MOTION:

EXCEPTIONS OF VAGUENESS AND NONCONFORMITY OF THE PETITION, COSTS, FILED ON BEHALF OF UNIVERSITY HOSPITAL & CLINICS, INC. AND LAFAYETTE GENERAL MEDICAL CENTER, INC.

LAFAYETTE, Louisiana, this APRIL 30, 2019.

Deputy Clerk of Court

Lafayette Parish

cc:

CHRISTINE MIRE-SERVE

Order Date: APRIL 24, 2019 Filed Date: 3/29/2019

For more information on the Fifteenth Judicial District Court, please go to www.15thjdc.org
If you require an interpreter for court visit https://15thjdc.org/uploads/requestformrevisedMar2011.pdf.

NOTE: When making an offering "IN GLOBO", it is the ATTORNEY'S/PRO SE' LITIGANT'S responsibility to make sure all evidence is attached thereto and/or has already been filed and made part of the OFFICIAL record and titled correctly.

LAFPC.CV.55287700 cc_bmbearb

Ordered by Atty.: STACY N KENNEDY

RULE NISI

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D BEFORE JUDGE EDWARD D. RUBIN

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

TO: CHRISTINE MIRE

2480 YOUNGSVILLE HIGHWAY, SUITE C

YOUNGSVILLE, LA 70592

BY VIRTUE OF an order from the Honorable Court, FIFTEENTH JUDICIAL DISTRICT COURT in and for the Parish of Lafayette, State of Louisiana of date APRIL 24, 2019, you are hereby ordered to appear in Open Court on JUNE 24, 2019, at 10:00 AM, in order to show cause why you should not comply with the attached order.

WITNESS THE HONORABLE, Judges of the said Court, at Lafayette Parish, Louisiana, this APRIL 30, 2019.

 Deputy Clerk of Court	
Lafavette Parish	

*Attached are the following documents:
DILATORY EXCEPTIONS OF VAGUENESS AND NONCONFORMITY OF THE PETITION,
EXHIBIT 1, MEMORANDUM, ORDER, NOTICE OF HEARING DATE OF SUIT

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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Children under 12 are not allowed in Court unless they are parties, witnesses or part of an educational group. Please dress appropriately. Cellular phones and beepers must be on silent or off. Camera Phones are NOT allowed in the courthouse.

If you require an interpreter for court visit https://15thjdc.org/uploads/requestformrevisedMar2011.pdf.

LAFPC.CV.55287726 cc_bmbearb

Ordered by Atty.: STACY N KENNEDY

RULE NISI

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D BEFORE JUDGE EDWARD D. RUBIN

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

TO: J. CORY CORDOVA,

THROUGH HIS COUNSEL OF RECORD:

JACQUES F. BEZOU, SR. JACQUES F. BEZOU, JR. THE BEZOU LAW FIRM 534 E. BOSTON STREET COVINGTON, LA 70433

BY VIRTUE OF an order from the Honorable Court, FIFTEENTH JUDICIAL DISTRICT COURT in and for the Parish of Lafayette, State of Louisiana of date APRIL 24, 2019, you are hereby ordered to appear in Open Court on JUNE 24, 2019, at 10:00 AM, in order to show cause why you should not comply with the attached order.

WITNESS THE HONORABLE, Judges of the said Court, at Lafayette Parish, Louisiana, this APRIL 30, 2019.

Deputy Clerk of Court	
Lafayette Parish	

*Attached are the following documents: DILATORY EXCEPTIONS OF VAGUENESS AND NONCONFORMITY OF THE PETITION, EXHIBIT 1, MEMORANDUM, ORDER

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

, 20 TIME:
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Children under 12 are not allowed in Court unless they are parties, witnesses or part of an educational group. Please dress appropriately. Cellular phones and beepers must be on silent or off. Camera Phones are NOT allowed in the courthouse.

If you require an interpreter for court visit https://15thjdc.org/uploads/requestformrevisedMar2011.pdf.

FAMILY LAW & TRIAL PRACTICE

May 1, 2019

Clerk of Court Lafayette Parish P.O. 2009 Lafayette, LA 70502

J. Cory Cordova v. Louisiana State University Health

Science Center, et al. 15th JDC-Lafayette Parish

Docket No.: 2019-2019, Div. "D"

Dear Madam/Sir:

CMM/cmb

Please serve Defendant, Louisiana State University Health Science Center, with the previously filed Petition for Damages with all Exhibits at through their agents at the address listed below:

> Louisiana State University Health Science Center Through their Agents:

> > John A. Harmon 433 Bolivar Street, Suite 811 New Orleans, Louisiana 70112

AND

Dr. Larry Hollier 433 Bolivar Street, Suite 820 New Orleans, Louisiana 70112

Please do not hesitate to contact our office should you have any questions or concerns.

Best regards,

CHRISTINE M. MIRE

2480 YOUNGSVILLE HIGHWAY, SUITE C • YOUNGSVILLE, LOUISIANA 70592 TEL: (337) 573-7256 • FAX: (337) 205-8699 • cmm@mirelawfirm.com

100100





Ordered by Atty.: STACY N KENNEDY

RULE NISI

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D BEFORE JUDGE EDWARD D. RUBIN

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

Lalayette Parish Clerk of Gourt Filed This Day

TO: CHRISTINE MIRE 2480 YOUNGSVILLE HIGHWAY, SUITE C YOUNGSVILLE, LA 70592

MAY 0 3 2019

BY VIRTUE OF an order from the Honorable Court, FIFTEENTH JUDICIAL DISTRICT COURT in and for the Parish of Lafayette, State of Louisiana of date APRIL 24, 2019, you are hereby ordered to appear in Open Court on JUNE 24, 2019, at 10:00 AM, in order to show cause why you should not comply with the attached order.

WITNESS THE HONORABLE, Judges of the said Court, at Lafayette Parish, Louisiana, this APRIL 30, 2019.

> Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: DILATORY EXCEPTIONS OF VAGUENESS AND NONCONFORMITY OF THE PETITION, EXHIBIT 1, MEMORANDUM, ORDER, NOTICE OF HEARING DATE OF SUIT

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF TIME: 1112 5-1-2019 DATE SERVED: RECEIVED SERVED: APR 30 2019 PERSONAL (V DOMICILIARY (Lafayette Pansh SUCH ADDRESS () MOVED () UNABLE TO LOCATE Sherlff Office

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are NOT allowed in the courthouse.

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Children under 12 are not allowed in Court unless they are parties, witnesses or part of an educational group. Please dress appropriately. Cellular phones and beepers must be on silent or off. Camera Phones

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If you require an interpreter for court visit https://15thjdc.org/uploads/requestformrevisedMar2011.pdf.

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LAFPC.CV.55412175

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Ordered by Atty.:_CHRISTINE M MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER THRU THEIR AGENTS DR. LARRY HOLLIER
433 BOLIVAR ST
STE 820
NEW ORLEANS, LA 70112

of the Parish of ORLEANS

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this MAY 6, 2019.

Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: PETITION FOR DAMAGES

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

DATE SERVED:	, 20	TIME:
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LAFPC, CV.55412183 cc cmlatour

Ordered by Atty.: CHRISTINE M MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER THRU THEIR AGENTS JOHN A HARMON 433 BOLIVAR ST STE 811

NEW ORLEANS, LA 70112

of the Parish of ORLEANS

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this MAY 6, 2019.

Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents: PETITION FOR DAMAGES

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

LAFPC.CV.55287726 cc_bmbearb

Ordered by Atty.: STACY N KENNEDY

RULE NISI

SHERIFF RETURN

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D BEFORE JUDGE EDWARD D. RUBIN

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

TO: J. CORY CORDOVA, THROUGH HIS COUNSEL OF RECORD: PUBLIC BODY ST. TAMMANY

JACQUES F. BEZOU, SR. JACQUES F. BEZOU, JR. THE BEZOU LAW FIRM 534 E. BOSTON STREET COVINGTON, LA 70433

are NOT allowed in the courthouse.

BY VIRTUE OF an order from the Honorable Court, FIFTEENTH JUDICIAL DISTRICT COURT in and for the Parish of Lafayette, State of Louisiana of date APRIL 24, 2019, you are hereby ordered to appear in Open Court on JUNE 24, 2019, at 10:00 AM, in order to show cause why you should not comply with the attached order.

WITNESS THE HONORABLE, Judges of the said Court, at Lafayette Parish, Louisiana, this APRIL 30, 2019.

> Deputy Alerk of Court Lafavette Parish

*Attached are the following documents: DILATORY EXCEPTIONS OF VAGUENESS AND NONCONFORMITY OF THE PETITION, EXHIBIT 1, MEMORANDUM, ORDER

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF (28)20192019 - 1.00 -- RULE DATE SERVED: INT: (Served PERS on SERVED: Lafayette Parish Clerk of Court J CORY CORDOVA THRU ATTY JACQUES F BEZOU PERSONAL () Ü Filed This Day DOMICILIARY () O' 534 E Boston ST, COVINGTON ίŅ UNABLE TO LOCATI Service Date & Time: 5/8/2019 10:27:00AM MAY 1 5 2019 OTHER REASON: Through Davetta Henderson (secretary) RECEIVED TOO LAT SERVICE OF WITHIN 8702 - LINDEN, CHAD, St. Tammany Parish Martina Akeria COSTS FEE \$__ Deputy Clerk of Court DEPUTY es or part of an educational Children under 12 n silent or off. Camera Phones group. Please dres.

If you require an interpreter for court visit https://15thjdc.org/uploads/requestformrevisedMar2011.pdf.

SHERIFF RETURN

Randy Smith Sheriff St. Tammany PARISH DISTRICT COUR FOR THE PARISH OF ST. TAMMANY 5/9/2019 J CORY CORDOVA VS LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER ET AL Service Type Charges \$30.00 1 05/07/2019 RULE TO SHOW CAUSE J CORY CORDOVA THRU ATTY JACQUES F BEZOU; 534 E Boston ST; COVINGTON, Date of Disposition: 05/08/2019 Disposition Type: PERS THROUGH DAVETTA HENDERSON (SECRETARY) 1 05/07/2019 Mileage Charge \$5.30 Date of Disposition: Disposition Type:

Case Total:

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Please make check payable to: Randy Smith, Sheriff 701 N. Columbia St. Covington, LA 70433

Lafayette Parish Clerk of Court

Date

P.O. Box 2009

Case: (28) 20192019

PUBLIC BODY

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Lafayette, LA 70502

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LAFPC.CV.55412175

cc_cmlatour

Ordered by Atty.: CHRISTINE M MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER THRU THEIR AGENTS DR. LARRY HOLLIER
433 BOLIVAR ST
STE 820
NEW ORLEANS, LA 70112

of the Parish of ORLEANS

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this clation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the control of the Elerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Counthouse LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your faiture to comply besewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this MAY 6, 2019.

REC 119 11AY M 11 FALEA SESSION

> Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: PETITION FOR DAMAGES

SHERIFF'S RETURN

LAFAYETTE PARISH SHERIFF

DATE SERVED: (28) 20192019 - Service Date 05/15/2019 Time 9:42 AM SERVED: _ LOUISIANA STATE UNIVERSITY HEALTH SCIENCES CENTER **PERSONAL** DOMICILL Personal at 433 BOLIVAR ST Jerry Greco # 323, Orleans UNABLE T Citation; Serial# 2; OTHER RE. CHRISTINE MANALLA RECEIVED SERVICE O COSTS FEE Signatur

DEPUTY____Signature

Lafayette Parish Clerk of Court Filed This Day

MAY 23 2019

28 20192019

Badge # 323

TATE COURT RECORD
PAGE 161

Deputy Clerk of Court

Orleans Parish Sheriff's Office Marlin N. Gusman Sheriff of the Parish of Orleans

Civil Division 421 Loyola Avenue Suite 403

New Orleans, LA 70112 Phone: (504) 523-6143 Fax: (504) 525-4912

LAFAYETTE PARISH CLERK OF COURT

LAFAYETTE LA 70502

P.O. BOX 2009

No. 20192019

J CORY CORDOVA

LA STATE UNIVERSITY HEALTH SCIENCE CENTER ETAL

Serial# Fee

Receipt Date

Citation

Invoice Date:

invoice #:

10084 05/14/2019

Invoice Amount: Invoice Balance: \$ 30.00

\$ 30.00

Invoice #: Invoice Date: 10084 05/14/2019

Sheriff #:

Amount

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28 20192019

Reference# Receipt#

Invoice Balance:

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Amount

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Ordered by Atty.: CHRISTINE M MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

FO: LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER THRU THEIR AGENTS
JOHN A HARMON
433 BOLIVAR ST
STE 811
NEW ORLEANS, LA 70112

HH 문

of the Parish of ORLEANS

You are keeply cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse; LAFFYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply left with will subject you to the penalty of entry of default judgment against you.

Witness the Flororable Judges of said Court, this MAY 6, 2019.

Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: PETITION FOR DAMAGES

SHERIFF'S RETURN

LAFAYETTE PARISH SHERIFF

DATE SERVE (28) 20192019 - Service Date 05/15/2019 Time 9:32 AM LOUISIANA STATE UNIVERSITY HEALTH SCIENCES CENTER SERVED: PERSONAL (Personal at 433 BOLIVAR ST DOMICILIAR' Jerry Greco # 323, Orleans Citation; Serial# 3; UNABLE TO I CHRISTINE MANALLA OTHER REAS(RECEIVED TO Lafayette Parish Clerk of Court SERVICE OF V File: This Day COSTS FEE \$ DEPUTY MAY 23 2019 nostuna Okaa Deputy Clerk of Court

28 20192019

Badge # 323

STATE COURT RECORD
PAGE 163

Orleans Parish Sheriff's Office Marlin N. Gusman

Sheriff of the Parish of Orleans Civil Division 421 Loyola Avenue Suite 403

New Orleans, LA 70112 Phone: (504) 523-6143 Fax: (504) 525-4912

2019 MAY 23 AM 7: 23

LAFAYETTE PARISH CLERK OF COURT

P.O. BOX 2009

LAFAYETTE LA 70502

Invoice #: Invoice Date:

10087 05/14/2019

Invoice Amount: Invoice Balance: \$ 30,00 \$ 30.00

No. 20192019

J CORY CORDOVA

LA STATE UNIVERSITY HEALTH SCIENCE CENTER ETAL

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Sheriff #:

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One Petroleum Center 1001 West Pinhook Road, Suite 200 Lafayette, Louisiana 70503

May 22, 2019

P: 337 237 7000 F: 337 233 9450

FRANK X, NEUNER, JR.

The Honorable Louis J. Perret Lafayette Parish Clerk of Court

JAMES L. PATE

REN L. MAYEAUX

ROBERT E. TORIAN

JAMES D. HOLLIER

MELISSA L. THERIOT

KEVIN P. MERCHANT

JENNIE P. PELLEGRIN

BRANDON W. LETULIER

JASON T. REED

JEREMY N. MORROW

JED M. MESTAYER

PHILIP H. BOUDREAUX, JR.

CLIFF A. LaCOUR

JEFFREY K. COREIL

DEAN A. COLE

KENNETH W. JONES, JR.

JENNIFER M. ARDOIN

CAROLYN C. COLE

NICHOLAS G. JONES

DUINCY L. MOUTON

PHILLIP M. SMITH

8. LANCE PERSON

ELIZABETH B. BLOCH

TAYLOR C. GRANGER

CHRISTOPHER B. ORTTE

P.O. Box 2009

Lafayette, LA 70502

Cory Cordova, M.D. v. Louisiana State University Health Science

Center, et al.

15th Judicial District Court; Lafayette Parish, Louisiana

Docket No. 20192019, Div. D

Our File No. 21413

Dear Sir/Madam:

Enclosed are an original and one copy of the following documents which we submit for filing on behalf of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College (the body corporate incorrectly identified, named and referred to as "Louisiana State University Health Science Center" in the caption and body of the Petition for Damages) ("LSU HSC-NO"), Karen Curry, Nicholas Sells and Kristi Anderson in the above-captioned matter:

- Notice of Enrollment as Counsel of Record; and 1.
- Request for Notice of Date of Trial, Etc.

Please file the originals into the court record and return copies of each document stamped with the date and time of filing to our office in the enclosed self-addressed and stamped envelope 52911905

Because these defendants are state employees, boards and/or agencies, they are exempt from the advance deposit of court costs pursuant to LSA-R.S.

NEW ORLEANS OFFICE

601 Poydras Street, Suite 1725 New Orleans, Louisiana 70130

P: 504 309 6090

*ALSO ADMITTED IN TEXAS

PUBLIC BODY





The Honorable Louis J. Perret May 22, 2019 Page 2

13:4521. However, if you have any questions, please do not hesitate to contact our office.

Very truly yours, JEFF LANDRY Attorney General

BY:

Jennie P. Pellegrin
Special Assistant Attorney General and
Counsel for the Board of Supervisors of
Louisiana State University and Agricultural
and Mechanical College, Karen Curry,
Nicholas Sells and Kristi Anderson

JPP/acf Enclosures

c: Mr. Jacques F. Bezou, Sr. (via U.S. Mail only w/enclosures)

Ms. Christine M. Mire (via U.S. Mail only w/enclosures)

Ms. Stacy N. Kennedy (via U.S. Mail only w/enclosures)

NeunerPate.com



DOCKET NO. 20192019 DIV. D J. CORY CORDOVA, M.D. 15TH JUDICIAL DISTRICT COURT VERSUS PARISH OF LAFAYETTE LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, STATE OF LOUISIANA ET AL.

REQUEST FOR NOTICE OF DATE OF TRIAL, ETC.

TO THE 15th JUDICIAL DISTRICT COURT CLERK OF COURT IN AND FOR LAFAYETTE PARISH, LOUISIANA:

Please take notice that Jennie P. Pellegrin and Elizabeth B. Bloch and the law firm of NeunerPate, as counsel for the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College (the body corporate incorrectly identified, named and referred to as "Louisiana State University Health Science Center" in the caption and body of the Petition for Damages) ("LSU HSC-NO"), Karen Curry, Nicholas Sells and Kristi Anderson, hereby request written notice of hearings (whether on merits or otherwise), orders, judgments and interlocutory decrees, and any and all formal steps taken by the parties herein, the Judge or any member of Court, as provided in Louisiana Code of Civil Procedure Articles 1572, 1913 and 1914, reserving all rights which LSU HSC-NO, Curry, Sells and Anderson possess and all exceptions and affirmative defenses to which defendants are entitled.

> Respectfully Submitted, JEFF LANDRY

Attorney General BY:

anne) JENNE P. PELLEGRIN La, Bar Roll No. 25207

ipellegrin@neunerpate.com ELIZABETH BAILLY BLOCH

La, Bar Roll No. 37591 bbloch@neunerpate.com

NEUNERPATE

One Petroleum Center, Suite 200 1001 West Pinhook Road (zip 70503)

Post Office Drawer 52828 Lafayette, LA 70505-2828

TELEPHONE: (337) 237-7000 FAX: (337) 233-9450 Special Assistants Attorneys General and Counsel for the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, Karen Curry, Nicholas Sells and Kristi

Anderson



CERTIFICATE OF SERVICE

I hereby certify that a copy of the Request for Notice of Date of Trial, Etc. on behalf of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, Karen Curry, Nicholas Sells and Kristi Anderson was forwarded on Wednesday, May 22, 2019 to:

Counsel for the plaintiff by United States mail, properly addressed and postage prepaid; All remaining counsel by United States mail, properly addressed and postage prepaid; Counsel for the plaintiff by Registered United States mail, return receipt requested, properly addressed and postage prepaid; All remaining counsel by Registered United States mail, return receipt requested, properly addressed and postage prepaid; Counsel for the plaintiff by facsimile transmission with confirmation; All remaining counsel by facsimile transmission with confirmation; Counsel for the plaintiff by hand delivery; All remaining counsel by hand delivery; Counsel for the plaintiff by electronic transmission; and/or All remaining counsel by electronic transmission.

COUNSEL Rellegion

DAY CIER OF COURT



J. CORY CORDOVA, M.D.

* DOCKET NO. 20192019 DIV. D

* UNIVERSUS

* 15TH JUDICIAL DISTRICT COURT

* PARISH OF LAFAYETTE

HEALTH SCIENCE CENTER,

ET AL.

* STATE OF LOUISIANA

NOTICE OF ENROLLMENT AS COUNSEL OF RECORD

In accordance with the permission granted by La. Dist. Ct. R. 9.12(2), Jennie P. Pellegrin, Elizabeth B. Bloch and the law firm of NeunerPate hereby notify the Court of their enrollment as counsel of record for the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College (the body corporate incorrectly identified, named and referred to as "Louisiana State University Health Science Center" in the caption and body of the Petition for Damages) ("LSU HSC-NO"), Karen Curry, Nicholas Sells and Kristi Anderson in the above-captioned litigation. Undersigned counsel represents to the Court that the enrollment of Jennie P. Pellegrin, Elizabeth B. Bloch and the law firm of NeunerPate as counsel for LSU HSC-NO, Curry, Sells and Anderson will not retard or impede the progress of the above-entitled and numbered matter.

Respectfully Submitted, JEFF LANDRY Attorney General

BY:

JENNIE P. PELLEGRIN
La. Bar Roll No. 25207
jpellegrin@neunerpate.com
ELIZABETH BAILLY BLOCH
La. Bar Roll No. 37591
bbloch@neunerpate.com
NEUNERPATE

One Petroleum Center, Suite 200 1001 West Pinhook Road (zip 70503)

Post Office Drawer 52828 Lafayette, LA 70505-2828

TELEPHONE: (337) 237-7000 FAX: (337) 233-9450 Special Assistants Attorneys General and Counsel for the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, Karen Curry, Nicholas Sells and Kristi Anderson

211MV - 1201-+



CERTIFICATE OF SERVICE

I hereby certify that a copy of the Notice of Enrollment as Counsel of Record on behalf of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, Karen Curry, Nicholas Sells and Kristi Anderson was forwarded on Wednesday, May 22, 2019 to:

Counsel for the plaintiff by United States mail, properly addressed and postage prepaid; All remaining counsel by United States mail, properly addressed and postage prepaid; Counsel for the plaintiff by Registered United States mail, return receipt requested, properly addressed and postage prepaid; All remaining counsel by Registered United States mail, return receipt requested, properly addressed and postage prepaid; Counsel for the plaintiff by facsimile transmission with confirmation; All remaining counsel by facsimile transmission with confirmation; Counsel for the plaintiff by hand delivery; \Box All remaining counsel by hand delivery; Counsel for the plaintiff by electronic transmission; and/or All remaining counsel by electronic transmission.

Olymei Pellegen

DAY OF MAN 2019

Submitted Date: 5/29/2019 1:13 PM File Date: 5/29/2019 1:13 PM Case Number: C-20192019 Deputy Clerk: Maranatha Cloteaux







15th JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

STATE OF LOUISIANA

DOCKET NO.

DIVISION

20192019

J. CORY CORDOVA, M.D.

VERSUS

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER; UNIVERSITY HOSPITAL AND CLINICS; KAREN CURRY, M.D., NICHOLAS SELLS, M.D., KRISTI ANDERSON, CHRISTOPHER C. JOHNSTON, and THE GACHASSIN LAW FIRM

FILED:

DEPUTY CLERK

UNOPPOSED MOTION TO RE-SET HEARING DATE ON THE DEFENDANTS UNIVERSITY HOSPITAL AND LAFAYETTE GENERAL MEDICAL CENTER, INC.'S EXCEPTIONS

NOW INTO COURT, through undersigned counsel, comes Plaintiff, J. Cory Cordova, who respectfully moves this Honorable Court to re-set the hearing date currently set for June 24, 2019 at 10:00 a.m. on Defendants, University Hospital & Clinics, Inc. and Lafayette General Medical Center, Inc.'s Dilatory Exceptions of Vagueness and Nonconformity to the Courts next available hearing date. Undersigned has conferred with opposing counsel and there is no opposition to this Motion.

RESPECTFULLY SUBMITTED:

THE BEZOU LAW FIRM

JACQUES F. BEZOU, SR. (5037) JACQUES F. BEZOU, JR. (33728) MATTHEW L. DEVEREAUX (32125) ERICA A. HYLA (34603)

THE BEZOU LAW FIRM 534 E. Boston Street Covington, Louisiana 70433

Telephone: (985) 892-2111 Facsimile: (985) 892-1413

Jb2@bezou.com

AND

CHRISTINE M. MIRE (29352)

Attorney at Law 2480 Youngsville Hwy., Suite C

Youngsville, LA 70592

Telephone: (337) 573-7254 Facsimile: (337) 205-8699

emmire@gmail.com

Attorneys for J. Cory Cordova, M.D.

FILED THIS

RECEIVED

JUN 0 4 2019

FROM JUDGE

Deputy Clerk of Court

EXHIBIT "A" IN GLOBO STATE COURT RECORD **PAGE 171**

12 Dubin

15th JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

STATE OF LOUISIANA

DOCKET NO. 20192019

DIVISION D

J. CORY CORDOVA, M.D.

VERSUS

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER; UNIVERSITY HOSPITAL AND CLINICS; KAREN CURRY, M.D., NICHOLAS SELLS, M.D., KRISTI ANDERSON, CHRISTOPHER C. JOHNSTON, and THE GACHASSIN LAW FIRM

FILED:	
$ar{ ext{D}}$	DEPUTY CLERK
<u>ORDER</u>	•
IT IS HEREBY ORDERED that the hearing on D	Defendants, University Hospital &
Clinics, Inc. and Lafayette General Medical Center, Inc.'s Dila	latory Exceptions of Vagueness and
Nonconformity be and are hereby re-set to the Cour	rts next available hearing date
July 29 , 2019 at 10:00 a.m.	_
LAFAYETTE, LOUISIANA, this 3 ^{Vd} day of Ju	™€ 2019,
Car	
HONORABLE DISTRICT COURT.	HINCE EDWARD D. DITTON
HUNUKABLE DISTRICT COURT	JUDGE DUWKKU D. KUDIK

PLEASE SERVE:

University Hospital & Clinics, Inc. Lafayette General Medical Center, Inc. Through their attorney of record: James H. Gibson Stacy N. Kennedy 2448 Johnston Street Lafayette, LA 70503

DAY OF JUNE, 2019
DEDUTY CIEFK OF COURT

55488464

CERTIFICATE OF SERVICE

I HERBY CERTIFY that a copy of the above and foregoing has been served upon all counsel of record by electronic mail, faxing and/or mailing a copy of same in the U.S. Mail, properly addressed and postage prepaid, this buy of May 2019.

Jacques F. Bezou

FILED THIS _

DAY OF

V

Deputy Clerk of Court

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ATTORNEY Jacques Poc	70		•
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Date pleading clocked in <u>5/29</u>	119		
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CHRISTINE M. MIRE ATTORNEY AT LAW



June 5, 2019

Clerk of Court Lafayette Parish P.O. 2009 Lafayette, LA 70502

RE; J. Cory Cordova v. Louisiana State University Health

Science Center, et al. 15th JDC-Lafayette Parish Docket No.: 2019-2019, Div. "D"

Dear Madam/Sir:

Please serve Defendant, Louisiana State University Health Science Center, with the previously filed Petition for Damages with all Exhibits through their agents at the address listed below:

> Louisiana State University Health Science Center Through their Agents:

> > Louisiana Office of Risk Management Through its Director, Melissa Harris 1201 N. Third Street, Ste. 7-210 Baton Rouge, LA 70802

> > > AND

Louisiana Department of Justice: Attorney General's Office Through Attorney General Jeff Landry 1885 N. Third Street Baton Rouge, LA 70802

Please do not hesitate to contact our office should you have any questions or concerns.

Best regards,

ILEO IHIS ______

DAY OF_

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CHRISTINE M. MIRE

2480 YOUNGSVILLE HIGHWAY, SUITE C • YOUNGSVILLE, LOUISIANA 70592 TEL: (337) 573-7256 • FAX: (337) 205-8699 • cmm@mirelawfirm.com

Hold



Louis J. Perret
Clerk of Court, Lafayette Parish
P. O. Box 2009
Lafayette, LA 70502
(337) 291-6314
June 7, 2019

To: CHRISTINE M MIRE
2480 YOUNGSVILLE HWY SUITE C
YOUNGSVILLE, LA 70592

Re: Docket Number: C-20192019 D

J CORY CORDOVA VS LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL

We have received the following items, LETTER SERVICE REQ CIT HOLDING LETTER

and are holding same because of insufficient funds in the above referenced account. The law provides that an additional payment be made in such cases before any further function is performed in the proceeding. (R.S. 13:842 and R.S. 13:843)

To process the above work, we need \$675.00. Unused portions of deposits will be refunded when a suit is completed and the court costs have been paid by the responsible party. Thanking you for your cooperation, I remain,

Sincerely Yours,

RACHELLE FALCON

cc:

î

PAID

EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 176

LAFPC.CV.55880561 cc dleblanc

NOTICE OF HEARING DATE OF SUIT

TO: JACQUES F. BEZOU C/O BEZOU & MATTHEWS 534 E BOSTON STREET COVINGTON, LA 70443

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

DOCKET NUMBER: C-20192019 D

VS

BEFORE JUDGE EDWARD D. RUBIN

LOUISIANA STATE UNIVERSTIY HEALTH PARISH OF LAFAYETTE, LOUISIANA SCIENCE CENTER, ET AL

The above numbered and entitled case in which you are attorney for plaintiff/defendant has been set for hearing in the Lafayette Parish Courthouse, Lafayette, Louisiana, for JULY 29, 2019, at the hour of 10:00 AM.

RULE/MOTION:

RESET: EXCEPTIONS OF VAGUENESS AND NONCONFORMITY OF THE PETITION, COSTS, FILED ON BEHALF OF UNIVERSITY HOSPITAL & CLINICS, INC. AND LAFAYETTE GENERAL MEDICAL CENTER, INC

LAFAYETTE, Louisiana, this JUNE 7, 2019.

Deputy Clerk of Court Lafayette Parish

ec:

CHRISTINE MIRE STACY KENNEDY JENNIE PELLEGRIN UNIVERSITY HOSPITAL & CLINICS - SERVE

Order Date: 6/3/19 Filed Date: 3/29/2019

For more information on the Fifteenth Judicial District Court, please go to www.15thjdc.org
If you require an interpreter for court visit https://15thjdc.org/uploads/requestformrevisedMar2011.pdf.

NOTE: When making an offering "IN GLOBO", it is the ATTORNEY'S/PRO SE' LITIGANT'S responsibility to make sure all evidence is attached thereto and/or has already been filed and made part of the OFFICIAL record and titled correctly.

LAFPC.CV.55880579 cc_dleblanc

Ordered by Atty.: JACQUES BEZOU

NOTICE OF HEARING DATE CITATION

DOCKET NUMBER: C-201 PARISH OF LAFAYETTE,	
PARISH OF LAFAYETTE,	LOUISIANA

S, INC. CENTER, INC. RECORD:	
of the Parish of Lafayett	e
of "NOTICE OF HEARING D	ATE", and you are requested to
	MUNC puty Clerk of Court Lafayette Parish
HERIFF	
NO SUCH ADDRESS ()	-
	CENTER, INC. RECORD: of the Parish of Lafayett of "NOTICE OF HEARING D art, this JUNE 7, 2019. Dej HERIFF TIME:TIME:

EXHIBIT "A" IN GLOBO STATE COURT RECORD—— PAGE 178 Ordered by Atty.: JACQUES BEZOU



NOTICE OF HEARING DATE CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

vs

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: UNIVERSITY HOSPITAL & CLINICS, INC.
LAFAYETTE GENERAL MEDICAL CENTER, INC.
THROUGH THEIR ATTORNEY OF RECORD:
JAMES H. GIBSON
STACY N. KENNEDY
2448 JOHNSTON STREET
LAFAYETTE, LA 70503



of the Parish of Lafayette

You are hereby served with a certified copy of "NOTICE OF HEARING DATE", and you are requested to comply with same.

WITNESS the Honorable Judges of said Court, this JUNE 7, 2019.

Deputy Clerk of Court
Lafayette Parish

SHERIFF'S RETURN

LAFAYETTE PARISH SHERIFF

DATE SERVED: 6/10, 20 / 9 TIME: 1455 SERVED: PETT, C i a EST. DOMICILIARY () ON NO SUCH ADDRESS () OTHER REASON:	Lafayette Parish Clerk of Court Filed This Day JUN 14 2019
RECEIVED TOO LATE FOR SERVICE ()	Deputy Clerk of Court

Children under 12 are not allowed in Court unless they are parties, witnesses or part of an educational group. Please dress appropriately. Cellular phones and beepers must be on silent or off. Camera Phones are NOT allowed in the courthouse.

For more information on the Fifteenth Judicial District Court, please go to www.15thjdc.org

ACTUAL SERVICE MILEAGE: 3.)

EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 179

LAFPC.CV.55919658 cc_nrcouvillon

Ordered by Atty.: CHRISTINE MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER – THROUGH AGENT: LOUISIANA OFFICE OF RISK MANAGEMENT, THROUGH DIRECTOR MELISSA HARRIS 1201 NORTH THIRD STREET, STE 7-210 BATON ROUGE, LA 70802

of the Parish of E BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this JUNE 17, 2019.

Deputy Clerk of Court Lafayette Parish

*Attached are the following documents:
ORIGINAL PETITION/ AFFIDAVIT/ ATTACHMENTS

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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LAFPC.CV.55919666 cc nrcouvillon

Ordered by Atty.: CHRISTINE MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LOUISIANA DEPARTMENT OF JUSTICE: ATTORNEY GENERAL'S OFFICE-THROUGH ATTY JEFF LANDRY 1885 N. THIRD STREET BATON ROUGE, LA 70802

of the Parish of E BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this JUNE 17, 2019.

Deputy Clerk of Court Lafayette Parish

*Attached are the following documents:
ORIGINAL PETITION/ AFFIDAVIT/ ATTACHMENTS

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

EXHIBIT "A" IN GLOBO
STATE COURT RECORD
PAGE 181

214
LAFPC.CV,55919666
cc nrcouvillon

Ordered by Atty.: CHRISTINE MİRE

SHERIFF RETURN

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

vs

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL

BATON ROUGE, LA 70802

PARISH OF LAFAYETTE, LOUISIAN,

STATE OF LOUISIANA

TO: LOUISIANA DEPARTMENT OF JUSTICE: ATTORNEY GENERAL'S OFFICE THROUGH ATTY-JEFF LANDRY 1885 N. THIRD STREET

RETURN

of the Parish of E BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIETEENTH JUDICIAL DISTRICT COURT, in the Bafayette Parish Courthouse, LAFAYET E. Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you. Witness the Honorable Judges of said Court, this JUNE 17, 2019.

RETURN

Deputy Clerk of Court Lafayette Parish

*Attached are the following documents:
ORIGINAL PETITION/ AFFIDAVIT/ ATTACHMENTS

SHERIFF'S RETURN

LAFAYETTE PARISH SHERIFF

RETURN

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EXHIBIT "A" IN GLOBO STATE COURT RECORD PAGE 182



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$15^{\rm th}$ JUDICIAL DISTRICT COURT FOR THE PARISH OF LAFAYETTE

STATE OF LOUISIANA

DOCKET NO. 20192019

DIVISION D

J. CORY CORDOVA, M.D. MOEXED

VERSUS

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER; UNIVERSITY HOSPITAL AND CLINICS; KAREN CURRY, M.D., NICHOLAS SELLS, M.D., KRISTI ANDERSON, CHRISTOPHER C. JOHNSTON, and THE GACHASSIN LAW FIRM

FILED:	DEPUTY CLERK:
* ************************************	

FIRST AMENDED PETITION FOR DAMAGES

NOW INTO COURT, through undersigned counsel comes Petitioner, Dr. J. Cory Cordova who files this first amended Petition for Damages and respectfully avers:

1.

Petitioner, Dr. J. Cory Cordova, is a person of the full age of majority domiciled in Lafayette Parish, Louisiana.

2.

Made Defendants herein are: The Board of Supervisors of Louisiana State University and Agricultural and Mechanical College ("LSU"), a state agency; University Hospital and Clinics ("UHC") located in Lafayette Parish, Louisiana; Lafayette General Hospital operating under the tradename Lafayette General Medical Center, ("LGMC") whose principal place of business is located in Lafayette Parish, Louisiana; Lafayette General Health System, Inc., whose principal place of business is located in Lafayette Parish, Louisiana; Dr. Karen Curry, in her individual and official capacities, domiciled in Lafayette Parish, Louisiana; Dr. Nicolas Sells, in his individual and official capacities, domiciled in Lafayette Parish, Louisiana; Kristi Anderson, in her individual and official capacities; domiciled in Lafayette Parish, Louisiana; Christopher C. Johnston domiciled in West Peliciana Parish and the Gachassin Law Firm whose principal place of business is in Lafayette Parish.

3,

Venue is proper in this Court pursuant to Articles 42, 73 and 74 of the Louisiana Code of Civil Procedure.

STAMPED COPY GIVEN

EXHIBIT "A" IN GLOBO
STATE COURT RECORD
PAGE 183

ACTS OF DEFENDANTS, THE BOARD OF SUPERVISORS OF LOUISIANA STATE UNIVERSITY AND AGRICULTURAL AND MECHANICAL COLLEGE ("LSU"), LAFAYETTE GENERAL HEALTH SYSTEMS ("LGHS"), LAFAYETTE GENERAL MEDICAL CENTER ("LGMC"), UNIVERSITY HOSPITAL AND CLINICS ("UHC"), KAREN CURRY, M.D., NICHOLAS SELLS, M.D., and KRISTI ANDERSON

4.

The Defendants, The Board of Supervisors of Louisiana State University and Agricultural and Mechanical College ("LSU"), University Hospital and Clinics ("UHC") Lafayette General Hospital operating under the registered tradename, Lafayette General Medical Center ("LGMC"), Lafayette General Health Systems ("LGHS"), Dr. Karen Curry, Dr. Nicolas Sells, and Kristi Anderson are jointly and severally for damages resulting from various violations of LSU's policies and procedures that occurred while Petitioner, Dr. Cordova, was a first-year Internal Medicine resident at Louisiana State University' residency training program that was performed at University Hospital and Clinics in Lafayette, Louisiana,

5,

On May 17, 2013, the Defendants, LGHS, UHC, LSU, along with the State of Louisiana through the Division of Administration entered into a Cooperative Endeavor Agreement ("CEA") wherein the parties agreed to the collective goal of enhancing the stability and competitiveness of Louisiana's medical education and training programs so that Louisiana is positioned to continue to attract the most talented faculty, students, residents, and other medical professionals.

6,

Per the CEA, LGHS is the sole member of UHC, has ongoing academic relationships with LSU, and is committed to the charitable clinical, teaching and research missions. Moreover, the CEA recognized that in order for LSU to effectively provide the LSU Graduate Medical Education, LSU transferred certain Residence Caps to UHC and/or its Affiliate, Lafayette General Medical Center. ("LGMC").

7.

In addition to the Cooperative Endeavor Agreement ("CEA"), LSU and UHC entered into an Academic Affiliation Agreement ("AAA") that provided that UHC, LGHS, or LGMC, as applicable, reserved the right to require LSU to remove LSU faculty or students from UHC or LGMC if, in the reasonable determination of UHC, LGHS, or LGMC if the LSU faculty member

or student: i.) fails to act in a professional manner, ii.) displays conduct that is disruptive, unprofessional, or harassing, including, but not limited to, conduct which is sexual in content or orientation, iii.) practices in a manner that interferes with the orderly and efficient rendering of services by UHC or LGMC or by other practitioners of UHC or LGMC; iv.) fails to work cooperatively with others at UHC or LGMC, v.) fails to conform to the applicable policies, guidelines, and regulations of UHC or LGMC; or vi.) any other events set forth in the AAA.

8.

LSU also took the necessary actions to dedicate full time residency positions to be affiliated with UHC or LGMC to enable LGMC to achieve and maintain status as a Major Teaching Hospital. In return all parties, LSU, UHC, LGHS, and LGMC, agreed to use their best efforts to collaboratively develop and grow the LSU Graduate Medical Educational Programs to result in nationally recognized graduate medical education and a center of excellence for clinical education of residents and fellows.

9

Dr. Cordova entered into a contract with LSU to be a "House Officer," i.e. a resident, at UHC in the Internal Medicine Department from July 1, 2017 through June 30, 2018. This term was to be Dr. Cordova's first-year of his residency.

10,

Pursuant to LSU's relationship with the Accreditation Council for Graduate Medical Education (ACGME), Dr. Cordova's contract with the Defendants includes an agreement to follow established formal grievance procedures for any "action which result[s] in dismissal or could significantly threaten a House Officer's intended development." These complaint and grievance procedures are detailed in the House Officer Manual ("HOM").

11.

At all relevant times, Defendant Dr. Karen Curry served as Dr. Cordova's Program Director at UHC Internal Medicine; Defendant Dr. Nicholas Sells as the UHC Medicine Department Head/Section Chief; and Dr. James B. Falterman as the Associate Dean for Academic Affairs.

12,

From June 2017 through the beginning of November 2017, Dr. Cordova was consistently rated "Experienced/Competent, Ready for Unsupervised Practice and Aspirational Expert."

13.

However, Dr. Cordova was, without *any* prior preliminary intervention pursuant the HOM, placed on a probationary period from November 10, 2017 through February 28, 2018. On February 15, 2018, Defendant Dr. Sells informed Dr. Cordova that his contract for the following year would not be renewed due to Dr. Sells' action on a Request for Adverse Action filed by Defendant Dr. Curry.

14.

The manner in which the Defendants imposed unwarranted discipline upon Dr. Cordova without guaranteed Due Process as mandated by Dr. Cordova's contract and the LSU'S HOM violated both Dr. Cordova's contract and his constitutional Due Process rights.

15.

On November 10, 2017, Dr. Curry stated that the Clinical Competency Committee had reviewed his resident performance and recommended that he be placed on probation. The Clinical Competency Committee ("CCC") is a required component of accreditation by the ACGME composed of three of more members of the active teaching faculty who serve as advisors to the program director and reviews the progress of all residents in the program. The CCC also advises the program director regarding residency progress, including promotion, remediation, and dismissal. In this case, the CCC issued a recommendation later in date that differed from the remediation plan imposed by Dr. Curry.

16.

Dr. Curry advised that if Dr. Cordova did not comply with the terms of remediation during probation, his contract was at risk for nonrenewal. The probationary period was from November 10, 2017 until February 28, 2018. Dr. Curry began implementing a remediation plan.

17.

However, the Clinical Competency Committee, composed of Dr. Farha Khan, Dr. Elizabeth Borrero, and Dr. Lon Guidry, did not issue a recommendation until the following month

or on or about December 15, 2017 when they issued a remediation plan to Dr. Cordova via email.

The Clinical Competency Committee's remediation plan differed from the one imposed by Dr. Curry.

18.

Moreover, during the November 10, 2017 meeting, Dr. Cordova was told by Dr. Curry that the probation would not be a part of Dr. Cordova's academic record.

19.

On February 1, 2018, despite the fact that the probationary and remediation period had not yet expired and the fact that Dr. Cordova was told by members of the Clinical Competency Committee that he was properly remediating pursuant to the plan, Dr. Cordova was notified by Dr. Sells that Dr. Curry filed a Request for Adverse Action ("RFAA"). This action by Dr. Curry initiated proceedings that could result in immediate termination or non-renewal of Dr. Cordova's contract. Dr. Cordova was at this time provided for the first time the RFAA.

20.

Upon review, it was immediately apparent that the RFAA failed to meet the promulgated due process requirements for four (4) mutually exclusive reasons.

21.

First, Dr. Sells made the decision to support the conclusion of Dr. Curry's Request for Adverse Action before any challenge or response could be made by Dr. Cordova. According to the HOM, when a RFAA is filed, the Department Head shall determine if the "charges registered against the House officer appear to be supportable on their face." LSU's HOM. Due Process prohibits the Department Head from reaching any conclusions without providing the Resident an opportunity to challenge the accusations in the RFAA.

22.

In the February 1, 2018 meeting with Dr. Cordova, Dr. Sells stated that he actually supported Dr. Curry's conclusions: "After hearing one side and reviewing what has been submitted, I support that letter based on what I've read, I support that request and you'll get a copy of that." Thus, Dr. Sells indicated he had already made his decision without affording Dr. Cordova any opportunity to respond as required by the HOM, his contract, and due process.

-23.

Second, the RFAA was initiated by a member of the faculty (Dr. Karen Curry) that the department head (Dr. Nicholas Sells) admitted lacked objectivity. Dr. Sells admitted to Dr. Cordova after the nonrenewal decision that Dr. Curry was not objective and formed opinions about Dr. Cordova early on. This lack of objectivity observed by Dr. Sells violates ACGME requirements found in Section V(A)(2)(b)(1) and the due process requirements found in Section II (A)(4)(1) of the HOM.

24.

Despite Dr. Curry's lack of objectivity, Dr. Curry did not consult the Clinical Competency Committee regarding her recommendation that Dr. Cordova's contract to be terminated and/or nonrenewed as required by the House Officer Manual and the ACGME.

25.

This failure of the program director to exercise appropriate objectivity and/or to request a recommendation of the Clinical Competency Committee violated Petitioner's procedural and substantive due process rights.

26.

Third, Dr. Curry's RFAA referenced numerous attached exhibits allegedly supporting the accusations therein. However, none of these exhibits were actually attached to Dr. Curry's RFAA. Upon information and belief, Dr. Sells made his February 1, 2018 decision without reviewing any of these alleged exhibits.

27.

In fashioning his challenge to the RFAA, Dr. Cordova requested a copy of the alleged exhibits. The purpose of this request was twofold: rather than merely relying on Dr. Curry's summary of what these exhibits contained, (1) Dr. Cordova could have actual sufficient notice of the allegations against him; (2) and the ability to review and meaningfully respond to the allegations.

28.

Dr. Cordova, in his challenge to the RFAA, specifically reserved any and all Due Process rights to supplement his response once he was provided the exhibits. These exhibits were never

provided to Dr. Cordova subsequent to his challenge being filed, prior to Dr. Sells' decision regarding nonrenewal of Dr. Cordova's contract, or even to this date after numerous months of subsequent requests from Dr. Cordova and his counsel.

29.

Fourth, as required by the HOM, Dr. Curry's Request for Adverse Action failed to give a "brief statement of the nature of testimony to be given by each witness."

30.

Upon Dr. Cordova's review and investigation into the allegations contained in the RFAA, he found that the allegations were either grossly exaggerated or patently false.

31.

On February 8, 2018, Dr. Cordova filed a challenge to the RFAA with Dr. Sells, detailing his responses as best was possible without ever seeing the actual exhibits referenced. However, he specifically noted that he was unable to address all of the allegations due to having never been provided the exhibits to the RFAA. Accordingly, Dr. Cordova requested a copy of these exhibits so he could address the actual allegations and reserved his right to supplement his challenge upon the opportunity to review them.

32,

Without ever receiving these exhibits, Dr. Cordova received correspondence from Dr. Sells on February 15, 2018 notifying him that Dr. Curry's RFAA had been accepted and Dr. Cordova's contract would not be renewed.

33.

Upon information and belief, Dr. Sells never reviewed any exhibits referenced in the RFAA prior to making a final determination regarding nonrenewal of Dr. Cordova's contract.

34.

No hearing in front of an impartial committee where witnesses were presented to testify ever occurred.

35.

While still awaiting these exhibits to decide upon a course of action, on February 19, 2018, Dr. Cordova began looking at options to pursue his education at another residency training program. Dr. Cordova communicated that any decision not to further challenge his contract nonrenewal was predicated on the understanding that his privacy regarding the RFAA would be respected. Dr. Sells agreed to notify faculty of Dr. Cordova's request for privacy. There was never an acknowledgement or consent to discipline by Dr. Cordova.

36,

Dr. Cordova interviewed at the University of Alabama at Birmingham ("UAB"), Selma Family Medicine Program. Despite assurances from Dr. Sells about privacy of the RFAA, it was sent to UAB on March 14, 2018. When Dr. Cordova inquired into his privacy rights, he was told by Director of Graduate Medical Education, Kristi Anderson, that the documents had to be produced or a statement that the file was incomplete would have to be included. Accordingly, Kristi Anderson required Dr. Cordova to sign a release to that information.

38.

On April 3, 2018, the LSU Family Medicine Residency Program in Alexandria, LA, another residency training program where Dr. Cordova interviewed sent a request to program director, Dr. Karen Curry. The program requested two (2) items: 1) PGY (Post Graduated Year) -1 Curriculum list of rotations; and 2) Statement with status of resident in good standing and statement of awareness of Dr. Cordova's interest in transitioning from Internal Medicine to Family Medicine. Rather than comply with the request, Dr. Curry replied:

ACGME requires a summative competency-based performance evaluation on transferring residents and verification of previous educational experiences. Will you need this? If so, can you please send another release for those items?

39.

Although the ACGME requires a program director to obtain a summative competency-based performance evaluation, the program director of LSU Alexandria had not yet requested this information when Dr. Curry volunteered it. Moreover, the ACGME provisions requires that the faculty discuss any evaluation with the resident and further requires that the program must provide objective assessments of competence. Instead of following the ACGME requirements, Dr. Curry sent a Milestone Evaluation that Dr. Cordova had never reviewed. More importantly, the Milestone Evaluation was substandard and indicated that Dr. Cordova's skills on each of the areas of core

competency was "Conditional on Improvement." (Said evaluation is attached hereto, made a part hereof as if copied herein in extenso and marked for identification as Exhibit "A").

40.

Moreover, the evaluation was not a summation of Dr. Cordova's evaluations as required or requested. Alarmingly, this inappropriate and substandard evaluation was not requested, not objective, and effectively sabotaged Dr. Cordova's chances of transferring to another program.

41.

The medical residency training program also breached its contract with Dr. Cordova by failing to renew his contract although all conditions were met for renewal. Although Dr. Cordova completed his intern year successfully, his contract was not renewed.

42

After the UAB and Alexandria programs received the inappropriate and incomplete documentation, Dr. Cordova knew that his chances of transferring were very slim. Dr. Cordova wrote a letter to Dr. Curry and Dr. Sells requesting that he be reinstated. On June 11, 2018, Dr. Sells advised Dr. Cordova that "you're going to get an intern certificate, but your program director has said that she no longer wants you in her program for obvious reasons." Dr. Cordova met the requirements of progression and should have been allowed to renew his contract. Moreover, the reasons why the program director no longer wanted Dr. Cordova in the program are not obvious to him. It is Dr. Cordova's firm belief that the bias formed by Dr. Curry was motivated by personal reasons rather than related to his competency as a doctor.

ä,

Proof of the unprofessional manner in which all of these decisions were made is contained in a May 21, 2018 recorded conversation in which Dr. Sells states to Dr. Cordova that "Life is not a dick measuring contest. It's not about celebrating your size or what you can or cannot do with it...I'm proud of what little I've got." Although Dr. Cordova nervously laughs on the tape recording, he in no way initiated or welcomed this unprofessional and inappropriate conversation. Dr. Sells then goes on to discuss sex, the use of Cialis, and a penis pump in an unprofessional and inappropriate manner. In a separate recorded conversation, Dr. Sells made inappropriate comments

that Dr. Cordova may be interested in pursuing a medical career in pharmaceutical sales because it would allow him to travel and be unfaithful to his wife.

44.

The recorded comments of Dr. Sells exemplify the unprofessional and unfair work environment that Dr. Cordova and others within the program are forced to endure. Even the Director of Graduate Medical Education, Kristi Anderson, admitted that residents are fearful of retaliation. Other witnesses will also confirm the lack of professionalism, favoritism, and disparate treatment that some residents receive.

CAUSES OF ACTION AS TO DEFENDANTS THE BOARD OF SUPERVISORS OF LOUISIANA STATE UNIVERSITY AND AGRICULTURAL AND MECHANICAL COLLEGE ("LSU"), UNIVERSITY HOSPITAL AND CLINICS ("UHC"), LAFAYETTE GENERAL HEALTH SYSTEM ("LGHC"), LAFAYETTE GENERAL MEDICAL CENTER ("LGMC"), KAREN CURRY, M.D., NICOLAS SELLS, M.D. and KRISTI ANDERSON

Violation of Due Process

45.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as is fully set-forth herein.

46,

The Fourteenth Amendment to the United States Constitution provides, in part, "nor shall any State deprive any person of life, liberty, or property, without due process of law" Similarly, Article I, Sec. 2 of the Louisiana Constitution provides that "No person shall be deprived of life, liberty, or property, except by due process of law." Due process necessitates a hearing where a party can fully and meaningfully contest the allegations being made against him or her that serve as a basis for deprivation of their property interests. See Bd. Of Regents v. Roth, 408 U.S. 564, 574-75 (1972).

47.

The Louisiana Supreme Court has concluded that residents possess a due process "property" and/or "liberty" in their positions and potential for future earnings. See Driscoll v. Stucker, 04-0589 (La. 01/19/05); 893 So.2d 32, 41-43. When a resident is deprived of due process in these situations, he is entitled to all loss of wages resulting from that denial. Id. at 52-54.

48,

The above-actions of the Defendants violated Dr. Cordova's due process rights established in the federal and state constitutions. Indeed, in an analogous case, the Louisiana Supreme Court found that LSU's act of withholding documents despite continued requests, as the Defendants did here with the exhibits to the RFAA, constituted a denial of due process. *Id.* at 48.

49,

LSU's denial of Dr. Cordova's due process rights also violates the academic affiliation agreement between LSU, UHC, LGHC, and LGMC.

Breach of Contract

50,

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as if fully set-forth herein.

51.

"Good faith shall govern the conduct of the obliger and the obligee in whatever pertains to the obligation." La. C.C. art. 1759, "An obliger is liable for the damages caused by his failure to perform a conventional obligation." La. C.C. art. 1994. Both pecuniary and nonpecuniary interests may be recovered.

52.

The House Officer Agreement of Appointment contract entered into by Dr. Cordova and Defendants mandated that any action by the Defendants that could "result in dismissal or could significantly threaten a House Officer's intended career development" follow the due process procedures of the HOM. The above-actions of the Defendants breached their contractual duties to Dr. Cordova.

53.

On November 6, 2018, Dr. Cordova, appealed the adverse decision of "LSU" in writing, but said defendants ignored the appeal, in further violation of his rights. (Said appeal is attached hereto, made a part hereof as if copied herein *in extenso* and marked for identification as Exhibit "B").

ACTS OF CHRISTOPHER C. JOHNSTON AND GACHASSIN LAW FIRM

54.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as if fully set-forth herein.

55.

On or about February 5, 2018 plaintiff, Cordova, formally retained the services of defendant, Christopher C. Johnston, a partner in the defendant, Gachassin Law Firm for advice and assistance to contest the false allegations contained in the adverse action instituted against Cordova by the aforementioned "medical" defendants, and to ensure that the adverse action did not affect Cordova's ability to complete his residency training. (Said engagement letter is attached hereto, made a part hereof as if copied herein *in extenso* and marked for identification as Exhibit "C").

56.

At no time during the representation by Mr. Johnston, did Johnston reveal that Johnston and the Gachassin Law Firm also represented Lafayette General Medical Center (who is in partnership with LSU/USC), Dr. Nicholas Sells (the chief of internal medicine), and Dr. James Falterman (the academic dean). Dr. Sells and Dr. Falterman were the top decision makers regarding the adverse action and were potential adverse witnesses against Dr. Cordova in the adverse action proceedings mentioned above.

57.

After defendant Johnston began representing Dr. Cordova in the disciplinary proceedings, Dr. Cordova noticed that Johnston was not very aggressive in his defense against the adverse action. Also, defendant Johnston encouraged Dr. Cordova not to be aggressive in his approach and to "keep his mouth shut because it would make things worse". In fact, Johnston's exact words were "don't complain about the food while you are in prison."

58.

When Dr. Cordova questioned Defendant, Johnston about litigating the matter, Johnston revealed for the first time that his firm represented Drs. Sells and Falterman and Lafayette General

Hospital. Said conflict was not revealed to Dr. Cordova by Mr. Johnston until July 27, 2018, six months into the representation.

59.

On October 29, 2018, Plaintiff hired new counsel who advised him that his prior counsel may have had a conflict of interest. At that point, Dr. Cordova retained professor Dane Ciolino, who wrote the attached advisory opinion, concluding that defendants, Johnston and Gachassin had violated rules 1.7 and 1.10 in representing Dr. Cordova in a disciplinary matter adverse to LSU/UHC, Lafayette General and members of the UHC administration, who they also represented. (Said opinion of Professor Ciolino is attached hereto, made a part hereof as if copied herein in extenso and marked for identification as Exhibit "D")

60

Upon information and belief, defendants Johnston and Gachassin Law Firm knew of the conflict existing between Dr. Cordova and their other existing clients yet chose to remain silent until after Dr. Cordova had suffered great loss.

FIRST CAUSE OF ACTION-DISGORGEMENT OF LEGAL FEES FOR CONFLICT OF INTEREST

62.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above, as if fully set-forth herein.

63.

Due to the ethical violations enumerated above, all legal fees paid in the underlying matter to defendants, Johnston and Gachassin, should be disgorged and defendants should be ordered to return same. Further all legal fees incurred by Plaintiff in an attempt to mitigate his damages are recoverable herein.

SECOND CAUSE OF ACTION-LEGAL MALPRACTICE

64.

Plaintiff incorporates by reference and re-alleges the allegations contained in the paragraphs above as if fully set-forth herein.

65.

Defendants, Johnston and Gachassin, breached duties owed to Dr. Cordova as his attorneys including, but not limited to communication, honesty and corresponding and failed to exercise the proper standard of care as outlined above in violation of the Louisiana Rules of Professional Conduct. In fact, Louisiana Courts consider the Rules of Professional conduct to have the full force and effect of substantive law. See Schlesinger v. Herzog, 672 So. 2d 701, 707 (La. Ct. App. 4th Cir. 1996); Dazet Mortgage Solution LLC v. Faia, 116 So. 3d 711, 716 (La. App. Ct. 5th Cir. 2013).

66.

As a result of the breaches of Defendants, Johnston and Gachassin, Dr. Cordova has suffered damages, including but not limited to the loss of a year of residency, loss of income, loss of standing in the community, damage to reputation, all additional attorney fees, and all other equitable relief to remedy the malpractice of said defendants.

67

Said defendants' breaches and negligence were the proximate cause of Dr. Cordova's damages.

68.

All defendants named herein are jointly and solidarily liable and upon information and belief, they worked together in violation of duties and responsibilities owed to Plaintiff herein to cause him loss.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff, J. Cory Cordova, M.D., prays that:

Certified copies of this Amended Petition be issued and served according to law on the
Defendants, The Board of Supervisors of Louisiana State University, University Hospital and
Clinics, Lafayette General Hospital System, Lafayette General Medical System, Dr. Karen
Curry, Dr. Nicolas Sells, Kristi Anderson, Christopher C. Johnston and the Gachassin Law
Firm;

- 2. After legal delays and proceedings had, there be judgment against Defendants, The Board of Supervisors of Louisiana State University, University Hospital and Clinics, Lafayette General Hospital System, Lafayette General Medical System, Dr. Karen Curry, Dr. Nicolas Sells, Kristi Anderson, Christopher C. Johnston and the Gachassin Law Firm and in favor of Plaintiff, Dr. J. Cory Cordova in such amounts as are just and reasonable;
- 3.4 Removal of inappropriate information from Dr. J. Cory Cordova's academic records;
- 4. Legal interest from date of judicial demand on all amounts awarded, and for all costs, expenses of these proceedings, and attorney's fees be granted;
- All necessary orders and decrees as may be required or proper in the premises and for full, general, and equitable relief; and
- 6. For trial by jury.

RESPECTFULLY SUBMITTED:

THE PEZQUIAW FIRM

JACQUES F. BEZOU, SR. (3637) JACQUES F. BEZOU, JR. (33728) MAYTHEW L. DEVEREAUX (3212)

MAYTHEW L. DEVEREAUX (32125) ERICLA. HYLA (34603)

THE BEZOU LAW FIRM

534 E. Boston Street

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Facsimile: (985) 892-1413

Jb2@bezou.com

AND

CHRISTINE M. MIRE (29352)

Attorney at Law 2480 Youngsville Hwy., Suite C

Youngsville, LA 70592

Telephone: (337) 573-7254 Facsimile: (337) 205-8699

cmmire@gmail.com

Attornsys for J. Cory Cordova, M.D.

DAY OF JAY, 20 19

Deputy Clerk of Court

PLEASE SERVE:

The Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, through its registered agents: Louisiana Office of Risk Management through its director, Melissa Harris, 1201 N. Third Street, Suite 7-210, Baton Rouge, Louisiana 70802; Louisiana Department of Justice: Attorney General's Office through Attorney General Jeff Landry, 1885 North Third Street Baton Rouge, Louisiana 70802, and the Heads of the Department for the Board of Supervisors, President F. King Alexander, 3810 West Lakeshore Drive, Baton Rouge, Louisiana 70808 and Chancellor of LSU Health Sciences Center and Dean of LSU School of Medicine, Dr. Larry Hollier, MD, 433 Bolivar Street, 8th Floor, New Orleans, Louisiana 70112.

University Hospital and Clinics, through its registered agent: Gordon E. Rountree, Jr., 920 West Pinhook, Lafayette, LA 70503

Lafayette General Health System, through its registered agent: Gordon E. Rountree, Jr., 920 West Pinhook, Lafayette, LA 70503

Lafayette General Medical Center, through its registered agent: Gordon E. Rountree, Jr., 920 West Pinhook, Lafayette, LA 70503

Dr. Karen Curry, to be served personally at University Hospital and Clinics 2390 West Congress Street, Lafayette, LA 70506, Department of Internal Medicine between the hours of 7:00AM-5:00PM

Dr. Nicolas Sells, to be served personally at University Hospital and Clinics 2390 West Congress Street, Lafayette, LA 70506, Department of Internal Medicine between the hours of 7:00AM-5:00PM

Kristi Anderson, to be served personally at University Hospital and Clinics 2390 West Congress Street, Lafayette, LA 70506, Department of Graduate Medical Education between the hours of 7:00AM-5:00PM

Christopher Johnston, to be served personally at Johnston Law Firm, LLC located at 7830 Sage Hill Road, Saint Francisville, LA 70775

Gachassin Law Firm, through its registered agent: Nicholas Gachassin, III, 200 Corporate Blvd., Suite 103, Lafayette, LA 70508



Resident Milestone Evaluation: Mid-Year 2017-2018

Program: University Hospitals and Clinics/Louisiana State University (Lafayette) Program 1402111144 - Internal medicine Date Evaluation Completed: November 30, 2017 (Mid-Year) Resident Year in Program: 1

This form documents the most recent resident attainment of the milestones within each of the competencies as formally observed, Evaluation of the resident's developmental progression is based on numerous formative evaluations and the overall judgment of the resident's performance by the Clinical Competency Committee.

Competency .

1 Patient Care

SubCompetency

Developmental Milestone Narrative -- :--

Gathers and synthesizes essential and accurate information to define each patient's clinical problem(s)-(PC1) .

Dr. Cordova is not yet ready for unsupervised practice.

Inconsistently able to acquire accurate historical information in an organized fashion.

Does not perform an appropriately thorough physical exam or misses key physical exam findings.

Does not seek or is overly reliant on secondary data.

Inconsistently recognizes patients' central clinical problem or develops limited differential diagnosés.

Develops and achieves comprehensive management plan for each patient (PC2)

Dr. Cordova is not yet ready for unsupervised practice, inconsistently develops an appropriate care plan,

inconsistently seeks additional guidance when needed.

3 Patient Care Manages patients with progressive responsibility and independence (PC3)

Dr. Gordova is not yet ready for unsupervised practice: 150 Requires direct supervision to ensure patient safety and quality care.

inconsistently manages simple ambulatory complaints or common chronic diseases.

inconsistently provides preventive care in the ambutatory selling,

Inconsistently manages patients with straightforward disgnoses in the inpatient selling.

Unable to manage complex inpatients or patients requiring intensive care...

Skill in performing procedures (PC4)

Dr. Cordova is not yet ready for unsupervised practice.

Possesses insufficient technical skill for safe completion of common procedures.

Requests and provides consultative care (PCS)

Dr. Cordova is not yet ready for unsupervised practice.

Inconsistently manages patients as a consultant to other physicians/health care teams,

inconsistently applies risk assessment principles to patients while acting as a consultant.

Inconsistently formulates a clinical question for a consultant to address.

6 Medical Knowledge

Clinical knowledge (MK1) Dr. Cordova is not yet ready for unsupervised practice.

Possesses insufficient scientific, socioeconomic and behavioral knowledge required to provide care for common medical conditions and

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XHIBIT

CHRISTING M. MIRE ATTORNEY AT LAW

FAMILY LAW & TRIAL PRACTICE

November 6, 2018

VIA EMAIL & U.S. MAIL
KATHERINE MUSLOW
General Counsel
LSU Health Systems, New Orleans
433 Bolivar Street
New Orleans, Louisiana 70112

DR. STEVE NELSON Dean, LSUHSC School of Medicine 2020 Gravier Street, 5th Floor New Orleans, LA 70112

Re: Dr. J. Cory Cordova, Request for Adverse Action Appeal

Ms. Muslow and Dr. Nelson,

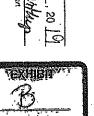
I have been retained to represent Dr. Cory Cordova in a consultant capacity to review and appeal the administrative disciplinary action that was instituted and disseminated to at least one (1) other medical residency training program. Therefore, please allow this correspondence to serve as a Notice of Appeal regarding the procedural defects in the disciplinary action instituted against Dr. Cordova. This correspondence also notes other violations of LSU School of Medicine's policies and procedures that occurred while Dr. Cordova was a first-year resident at LSU School of Medicine, University Hospital and Clinics in Lafayette, Louisiana.

On November 10, 2017, Dr. Cordova was notified by Dr. Karen Curry that the Clinical Competency Committee had carefully reviewed his resident performance and recommended that he be placed on probation, *See Exhibit 1*. Dr. Cordova met with the Department Chief, Dr. Nicholas Sells, who confirmed that probation was warranted. The probationary period was from November 10, 2017 until February 28, 2018.

On February 1, 2018, Dr. Cordova was informed by Dr. Sells that Dr. Curry had filled a Request for Adverse Action which could result in nonrenewal of his House Officer contract and/or immediate termination. See Exhibit 2. On February 8, 2018, Dr. Cordova formerly objected to the Request for Adverse Action. See Exhibit 3. Dr. Cordova also reserved his right to supplement his response once the exhibits referenced in the Request for Adverse Action were provided to him. To date, Dr. Cordova has not received the exhibits that are referenced in the Request for Adverse Action despite numerous requests.

On June 30, 2018, Dr. Cordova completed his PGY-1 year in the department of Internal Medicine. Due to the adverse action contained in his academic file, the failure of faculty members to respect Dr. Cordova's privacy in this matter, and the difficulty Dr. Cordova has experienced in completing his residency training, this appeal and the

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complaints contained herein are necessary. Accordingly, Dr. Cordova raises several due process violations regarding the disciplinary action taken against him for the following reasons.

- I. Failure to Follow the House Officer Manual Provisions for House Officer
 Preliminary Action, Disciplinary Action, and Grievance Procedures.
 - A. Failure to Consult with the DIO or Academic Dean prior to initiation of disciplinary action.

Pursuant to Provision VI of the House Officer Manual, consultation with the DIO or Academic Dean is required prior to initiation of all actions. In this case, the Academic Dean, Dr. James Falterman, was not consulted prior to the initiation of action against Dr. Cordova. Dr. Cordova did not raise this issue sooner for two reasons. First, on November 10, 2017, when Dr. Cordova was placed on probation, Dr. Karen Curry, Department Head, advised him, in a recorded conversation, that she had turned in several written complaints and spoken to "Jimmy" or Dr. Falterman who approved the plan.

Second, Dr. Cordova was dissuaded from speaking to Dr. Falterman by Dr. Nicholas Sells, Department Chief. This dissuasion can be confirmed from a June 11, 2018 recorded conversation wherein Dr. Sells states: "If you want to talk to Dr. Falterman, I encourage that too, however, I can tell you that he's going to say that Dr. Cordova came to me, what are the details and I will show him the details..." The House Officer Manual makes clear that the "details" should have been discussed with Dr. Falterman prior to initiation of any action.

Despite the misrepresentation and dissuasion, in early August of 2018, Dr. Cordova did ultimately meet with Dr. Falterman who confirmed that he was not consulted prior to discipline and that nonrenewal or immediate termination is not something he ordinarily consents to when there are no serious grievances. He further indicated that he wished Dr. Cordova would have come to him sooner.

B. Failure to issue a warning or reprimand prior to imposing probation.

Pursuant to Provision VI(A) preliminary academic intervention should have been imposed prior to the imposition of probation. Instead of a warning or reprimand, Dr. Cordova was immediately placed on probation. In the November 10, 2017 meeting Dr. Cordova asked Dr. Curry if anything could be done to prevent probation. Dr. Curry ignored the question and placed Dr. Cordova on probation without offering Preliminary Academic Intervention in violation of the House Officer Manual.

C. Failure to consult with the Clinical Competency Committee prior to the imposition of probation.

On November 10, 2017, Dr. Curry stated, in a recorded conversation, that she had submitted written complaints to the Clinical Competency Committee and they

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recommended probation. However, this statement is inaccurate based on the statements made by several members of the Clinical Competency Committee. The Clinical Competency Committee did not issue a recommendation until the following month or on or about December 15, 2017 when they issued a remediation plan to Dr. Cordova via email. The Clinical Competency Committee's remediation plan differed from the remediation plan imposed by Dr. Curry, See Exhibit 4.

Moreover, during the November 10, 2017 meeting, Dr. Lonn Guidry, a member of the Clinical Competency Committee, was present when Dr. Curry notified Dr. Cordova that he had been placed on probation. After Dr. Curry notifies Dr. Cordova that he was being placed on probation and the requirements of remediation, Dr. Guidry can be heard stating, "So the plan changed?" Dr. Curry responds that "Jimmy" presumably Dr. Falterman said the previous plan was "too much." This statement was later determined to be a misrepresentation in that Dr. Falterman later confirmed to Dr. Cordova that he was not consulted prior to the imposition of discipline. Dr. Guidry also asked if the probation would be a part of Dr. Cordova's academic record and Dr. Curry told him that it would not However, the letter regarding probation was sent to another residency training program.

D. Failure to follow the House Officer Manual procedure for Adverse Action.

On November 10, 2017, Dr. Cordova was advised that if he did not comply with the terms of remediation, he was at risk for nonrenewal. The probationary period was until February 28, 2018. However, on February 1, 2018, and despite the fact that the probationary and remediation period had not yet expired, Dr. Cordova was notified by Dr. Nicholas Sells of Dr. Curry's Request for Adverse Action and the intent to initiate proceedings that could result in immediate termination or non-renewal of his contract. Dr. Sells indicated that based on the allegations contained in the Request for Adverse Action, it was his opinion that the allegations had merit. However, Dr. Sells later admitted (in a recorded conversation) that Dr. Curry was not objective because she formed opinions about Dr. Cordova early on. (Recording of 5/21/18). This admission by Dr. Sells was also obvious to other members of the faculty and this lack of objectivity violates ACGME requirements found in Section V(A)(2)(b)(1) and due process requirements found in Section II(A)(4)(h) and Section II(A)(4)(l).

The January 30, 2018 Request for Adverse Action written by Dr. Karen Curry references Clinical Competency Committee meetings that occurred on January 8, 2018 and January 10, 2018. See Exhibit 2. However, Dr. Curry fails to mention that the Clinical Competency Committee did not recommend termination and/or nonrenewal of Dr. Cordova's contract as required by the House Officer Manual and the ACGME. Moreover, on January 8, 2018—the same day Dr. Curry alleges that the Clinical Competency Committee had a meeting—Dr. Cordova recorded a meeting he had with two (2) members of the Clinical Competency Committee (Dr. Lonn Guidry and Dr. Farha Khan) wherein the committee members agreed that Dr. Cordova was remediating properly and following the remediation plan to their satisfaction.

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Also, on January 30, 2018, the very same day that the Request for Adverse Action was initiated, Dr. Cordova met with Dr. Elizabeth Borerro, another member of the Clinical Competency Committee. Dr. Borerro advised that Dr. Cordova's performance was "way improved." Dr. Borerro does not mention any recommendation that Dr. Cordova's contract would not be renewed. In fact, Dr. Borerro was surprised by the decision not to renew Dr. Cordova's contract because his alleged infractions were not serious and no patient was harmed.

Failure of the program director to exercise appropriate objectivity and/or to get a recommendation of the Clinical Competency Committee violates the ACGME requirements governing same. See ACGME Program Requirements, Section V(A)(I) et. seq. Additionally, Dr. Curry's Request for Adverse Action failed to follow the required format outlined in Provision VI(B)(4) of the House Officer Manual for two (2) mutually exclusive reasons. First, the Request references Exhibits that Dr. Cordova was not provided. Second, Dr. Curry does not include a brief statement of testimony expected to be given by each witness. Through Dr. Cordova and the undersigned's investigation into the validity of the allegations, the witnesses listed on the Request for Adverse Action will not testify consistently with the allegations. For instance, see the attached statements and letters of support from Dr. Julio Rodriguez-Quinones, Dr. Adam P. Giddings, Dr. Ali Sadeghi, Dr. Matthew Whittington, Dr. Steve Rees, and Carmen Morgan. See Exhibit 5. The attached letters of support and Dr. Whittington's clarification of what actually happened suggest that the allegations contained in the Recommendation of Probation and Request for Adverse Action are patently false or grossly exaggerated.

Finally, on February 8, 2018, or five (5) working days after his meeting with Dr. Sells to discuss the Request for Adverse Action, Dr. Cordova formally challenged the Request for Adverse Action in writing and noted that he was unable to completely address all of the allegations because he was not provided the exhibits referenced. See Exhibit 3. Dr. Cordova reserved his right to supplement his response once the exhibits were received. To date, Dr. Cordova has not received the exhibits despite repeated requests. Moreover and despite compliance with the House Officer Manual, the academic dean did not invoke the ad hoc committee as required.

The Request for Adverse Action failed to meet the due process requirements for four (4) mutually exclusive reasons. First, the Request for Adverse Action was initiated by a member of the faculty (Dr. Karen Curry) that the department head (Dr. Nicholas Sells) admitted lacked objectivity. Second, the Request for Adverse Action did not provide the referenced documentary evidence; therefore, Dr. Cordova did not have the required or sufficient notice of the allegations and charges against him. Third, the Request for Adverse Action failed to give a brief statement of the nature of testimony to be given by each witness. Fourth, the Academic Dean was not consulted prior to initiation of adverse action and did not initiate proceedings after Dr. Cordova formally objected. These deficiencies deprived Dr. Cordova of his due process rights and render the proceedings null and void.

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II. Failure to Comply with the Agreement to Keep All Disciplinary Action Confidential.

On February 19, 2018, Dr. Cordova decided that due to the lack of objectivity and the toxic environment, it was best to accept contract non-renewal and pursue his education at another medical school. Dr. Cordova was clear in his communication that he was accepting contract renewal with the understanding that his privacy regarding the Request for Adverse Action would be respected. Dr. Sells agreed to notify faculty of Dr. Cordova's request for privacy. See Exhibit 6. On March 7, 2018, Dr. Cordova acknowledged his intent of non-renewal of his contract in writing. See Exhibit 7. There was never an acknowledgement or consent to discipline by Dr. Cordova. Nevertheless, on March 14, 2018, the Request for Adverse Action was sent to the University of Alabama Birmingham, Selma Family Medicine Program. When Dr. Cordova inquired into his privacy rights, he was told by Director of Graduate Medical Education, Kristi Anderson, that the documents had to be produced and required Dr. Cordova to sign a release to that information. Not surprisingly, Dr. Cordova has not been accepted into the UAB residency training program.

On April 3, 2018, the LSU Family Medicine Residency Program in Alexandria, LA, another residency training program that was interested in admitting Dr. Cordova sent a request to program director, Dr. Karen Curry. The program requested two (2) items from Dr. Curry: 1.) PGY-1 Curriculum list of rotations; and 2.) Statement with status of resident in good standing and statement of awareness of Dr. Cordova's interest in transitioning from Internal Medicine to Family Medicine. See Exhibit 8, the attached email from Katheryn Burnaman. Rather than comply with the request, Dr. Curry replied:

ACGME requires a summative competency-based performance evaluation on transferring residents and verification of previous educational experiences. Will you need this? If so, can you please send another release for those items? See Exhibit 9.

Although the ACGME does require that before accepting a transfer resident the program director must obtain a summative competency-based performance evaluation, the program director of Alexandria did not request this information. Moreover, the ACGME provisions requires that the faculty discuss any evaluation with the resident and further requires that the program must provide <u>objective</u> assessments of competence. See ACGME Section V(A)(2) et. seq. Instead of following the ACGME requirements, Dr. Curry sent a Milestone Evaluation that Dr. Cordova had never reviewed. More importantly, the Milestone Evaluation was substandard and indicated that Dr. Cordova's skills on each of the areas of core competency was "Conditional on Improvement." See Exhibit 10.

The evaluation was not requested by the program director and it is not a summation of Dr. Cordova's evaluations as required. In fact, the evaluation was contrary to the reviews Dr. Cordova received throughout his residency. It is also questionable that the Clinical Competency Committee prepared the Milestones Evaluations as required by ACGME guideline V(A)(1)(b)(1)(b). Even if the Clinical Competency Committee did prepare this Milestone Evaluation (which Dr. Cordova sincerely doubts) the Clinical Competency

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Committee did not review this evaluation with Dr. Cordova as required by Provision (V)(A)(1)(b)(1)(a). The evaluation submitted to the Alexandria and UAB residency training programs also violates the House Officer Manual Provision IX.A.3., which requires that the evaluation must be reviewed with the House Officer and signed by the House Officer and the Program Director. Moreover, the evaluation did not include Milestones assessment, case logs data, House Officer Evaluations, and a statement regarding the House Officer's ability to practice with or without supervision. Alarmingly, this inappropriate and substandard evaluation was not requested, not objective, and effectively sabotaged Dr. Cordova's chances of transferring to another program.

III. Failure to Follow the House Officer Manual and ACGME Guidelines for Contract Renewals.

Pursuant to Section IV(H) of the House Officer Manual:

All written agreements of appointment/contracts are for one year and each House Officer must be reappointed for each subsequent year of training, contingent upon satisfactory completion of the current post-graduate year and assurance that all requirements are met for progression. Contract renewal is subject to mutual written consent of the Department Head and the House Officer. A contract renewal must be made in a timely manner in accordance with ACGME requirements as outlined in the School of Medicine Policy and Procedure Manual and with dates set by the GME office.

Although Dr. Cordova completed his intern year successfully, his contract was not renewed. After the UAB and Alexandria programs received the inappropriate and incomplete documentation, Dr. Cordova knew that his chances of transferring were very slim. Dr. Cordova wrote a letter to Dr. Curry and Dr. Sells requesting that he be reinstated. On June 11, 2018, in a recorded conversation, Dr. Sells advised Dr. Cordova that "you're going to get an intern certificate, but your program director has said that she no longer wants you in her program for obvious reasons." Dr. Cordova met the requirements of progression and should have been allowed to renew his contract. Moreover, the reasons why the program director no longer wanted Dr. Cordova in the program are not obvious to him. It is Dr. Cordova's firm belief that the bias formed by Dr. Curry was motivated by personal reasons rather than his competency as a doctor.

IV. Violations of Equal Opportunity Employment Policy

The House Officer Manual Provision IV(F) indicates that LSU Health Sciences Center is committed to providing equal opportunity to all members of the LSU Health Sciences Center Community. During the course of interviewing various witnesses regarding Dr. Cordova's alleged transgressions, several witnesses indicated that Dr. Cordova was not treated in the same manner as other residents. For instance, see the statement of Carmen Morgan who stated that she personally observed more egregious behavior than Dr. Cordova was accused of and other residents were not disciplined.

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Several other witnesses who wished to remain confidential will likely speak to Human Resources or any other appropriate authority provided they will be shielded from retaliation. These witnesses described a hostile and toxic work environment in which members of upper management pressured other individuals to file complaints against residents they did not like that were unwarranted. The witnesses also described an environment riddled with favoritism, unprofessional conduct, and gossip. This work environment was confirmed by Dr. Sells in a recorded conversation that occurred on May 21, 2018. The witnesses that are relevant to this matter also confirmed that the treatment of Dr. Cordova was based on personal bias rather than his competency as a doctor. Dr. Cordova respectfully requests an investigation into this matter pursuant to the House Officer Manual Provisions IV(C) and IV(F).

V. Violations of the Sexual Harassment Policy

Section IV(C) of the House Officer Manual indicates that the School of Medicine is committed to providing a professional work environment that maintains equality, dignity, and respect for all members of its community. In keeping with this commitment, the School of Medicine prohibits discriminatory practices, including sexual harassment. Sexual harassment is defined in pertinent part as unwelcome propositions regarding one's sexuality, sexual experience, or attention to an individual's body. It also includes unwanted sexual innuendo, suggestions, or jokes.

On March 9, 2018, Dr. Nicholas Sells, Section Chief, in a recorded conversation, can be heard making inappropriate references to "orgies." On May 21, 2018, and in violation of the House Officer Manual provisions regarding Sexual Harassment, Dr. Sells (in a recorded conversation) can be heard inappropriately commenting on the fact that Dr. Cordova shaved his arms and legs. Dr. Sells also made inappropriate comments that Dr. Cordova may be interested in pursuing a medical career in pharmaceutical sales because it would allow him to travel and be unfaithful to his wife.

Also on May 21, 2018, in a recorded conversation, Dr. Sells, can be heard stating to Dr. Cordova that "Life is not a dick measuring contest. It's not about celebrating your size or what you can or cannot do with it...I'm proud of what little I've got." Although Dr. Cordova nervously laughs on the tape recording, he in no way initiated or welcomed this unprofessional and inappropriate conversation. Dr. Sells then goes on to discuss sex, the use of Cialis, and a penis pump in an unprofessional and inappropriate manner.

On this same recording, Dr. Cordova can be heard apologizing for disappointing Dr. Sells and further asked if there was something Dr. Sells liked at the time he interviewed with the program. Dr. Sells responded, "There was and then you came here and showed your ass...such that you got drug into my office. I said, let me be sure he understands what the expectations are, that was my defense. Then when I tried to make those expectations known, crazy Cory comes out."

The recorded comments of Dr. Sells exemplifies the unprofessional and hostile work environment that Dr. Cordova and others within the program are forced to endure. Even

CHRISTINE M. MIRE ATTORNEY AT LAW

PAGE 8 OF 8

the Director of Graduate Medical Education, Kristi Anderson, admitted that residents are fearful of retaliation. Other witnesses will also confirm the lack of professionalism, favoritism, and disproportional treatment that some residents receive.

Dr. Cordova respectfully requests that the violations to his due process rights, breach of confidentiality, and other violations articulated herein be immediately investigated and that he be afforded all equitable relief. This relief may include, but is not limited to, immediate reinstatement, a due process hearing, redaction of unwarranted discipline from his permanent academic record, investigation into the actions of Dr. Karen Curry and Dr. Nicholas Sells, and protection from further retaliation by members of the LSU staff.

Best regards,

CHRISTINE M. MIRE

cc: Dr. James Falterman, DIO and Associate Dean (jfalte@lsuhsc.edu)
Dr. Karen Curry, Program Director Internal Medicine (KCurry@lsuhsc.edu)
Kristi Anderson, Director of Graduate Medical Education (kmetoy@lsuhsc.edu)
Dr. Nicholas Sells, Section Chief of Internal Medicine (nsells@lsuhsc.edu)
Dr. Bo Sanders, Chairman of Internal Medicine (csande@lsuhsc.edu)
Dr. Charles W. Hilton, Associate Dean for Academic Affairs (504) 599-1453
Jason Johnson, Human Resources (jjoh46@lsuhsc.edu)



School of Medicine
Department of Internal Medicine

November 10, 2017

Corey Cordova, M.D. 210 Wind Haven Lane Lafayette, LA 70506

Dear Dr. Cordova:

Request for Adverse Action

After the Clinical Competency Committee carefully reviewed your resident performance on Monday, October 30, 2017, you are being placed on probation for this academic year effective November 10, 2017.

List of Deficiencies / Reasons:

This recommendation for probation is based on the recommendations of the Clinical Competency Committee due to your substandard performances in the following competencies:

- 1) Patient Care:
 - a. Poor organizational and time-management skills reflected in:
 - i. Inability to write timely and accurate orders. Examples of this include:
 - 1. Complaint from upper level resident regarding your time management on the service.
 - Verbal complaint by LGMC faculty and upper level regarding time management causing you to start working late, or causing a delay of the incoming resident to begin work.
 - ii. Inability to work effectively as a team player. Examples of this include:
 - b. Not informing your upper level resident of an ICU admission at LGMC.
 - c. Failure to consistently follow through on orders that you were specifically instructed to complete on your patients. Examples of this include:



- Insisting an emergency cardiac catheterization be performed on a patient when your upper level resident assured you that it was not clinically indicated.
- d. Inability to write timely and accurate orders.
 - Example: Report by upper level that you would not review the patient's record when being called with problems at night.
- 2) Interpersonal Skills/Communication Skills:
 - a. Disrespectful, condescending behavior with residents and staff. Examples include:
 - Outward burst in a hospital meeting that the ER staff consulted medicine inappropriately. Addressed in a meeting with Department Head and Program Director, July 2017.
- 3) Professionalism:
 - a. Untruthful behavior and repeated tardiness. Example:
 - Reporting you were late only one time during night float; however, discovered you were late to multiple shifts.

Remediation Plan:

- 1) Patient Care:
 - a. You must answer pages within a reasonable period of time (within 5 min) unless providing emergency care of a patient.
 - b. You are expected to present at least 2 of your cases during morning report during your block of wards.
- 2) Medical Knowledge:
 - a. Participate in formal remediation plan under the direction of Dr. Lonn Guidry. Dr. Guidry will decide the terms of the remediation plan and you are to adhere to his recommendations and details of the plan until the end of your probationary period, or until notified by the program director.
- 3) Interpersonal Skills/Communication Skills;
 - a. You must demonstrate a graded improvement in your performances on both your evaluations from faculty, gratis faculty, nursing staff and peers. Below average evaluations in any of the 6 competencies will result in further action, which may include non-renewal or termination.

b. You must meet with the Program Director at least monthly to discuss your progress. You are to initiate the meetings when convenient for your schedule,

4) Professionalism:

- a. Your attendance for MR and NC will not decrease below 90%. You will not be tardy. Your participation and your engagement will be monitored.
- b. Evaluations by your faculty, supervising residents and hospital staff will need to reflect improvement in professional behaviors.
- c. You are expected to report to work on time and stay until the end of your shift.
- d. You are expected to log your duty hours by Sunday of each week.
- e. You must complete the module on professionalism which will be given to you by Dr. Borrero within 5 days of receipt.

Duration of Probation:

The length of the probation will be no longer than 3 months ending on or before February 28, 2018.

Consequences of unsuccessful Remediation:

Failure to comply with the requirements above may result in extension of the probation or non-promotion or immediate termination.

Appeal Process:

Should you desire to appeal this probation, you must follow the Due Process precedure outlined in the LSU House Officer Policy and Procedure Manual under Probation.

Sincerely,

Karen Curry, MD

Program Director, Internal Medicine



University Hospital and Clinics Department of Internal Medicine

January 30, 2018

REQUEST FOR ADVERSE ACTION ATTN: Nicholas Sells, M.D. Chief of Internal Medicine From: Karen Curry, M.D. Program Director

Proposed Disciplinary Action:

- 1. Non-renewal of House-officer Contract
- Strong consideration for immediate termination for continued deficiencies during probationary period.

Background: Cory Cordova, M.D. started his residency training on 7/1/17. He had difficulties early on with deficiencies in patient care such as poor organizational and management skills and inability to work effectively as a team player. Deficiencies in interpersonal and communication skills and professionalism were noted as well. He was placed on probation 11/10/17 and was given a remediation plan. In that plan he was instructed to answer pages within a reasonable period of time (within 5 minutes) unless providing Emergency Care of a patient, he was also expected to have graded improvement on evaluations from faculty and peers. He was told below average evaluations could result in termination. Evaluations from upper level residents were expected to reflect respectful behavior. The length of his probation was to be no longer than three months. Since being placed on probation he has been noted to have deficiencies in four of file six competencies as discussed below.

Deficiencies in Patient Care:

Failure to answer a page from the Emergency Room for a week.
 Incident filed on the day resident was placed on probation (November 10, 2017). Dr. Cordova met with Dr. Khan on multiple occasions concerning this infraction. She informed him even though he was on an outside rotation he needed to answer pages from our Emergency Room. This call was in regards to one of his clinic patients who left AMA with a subdural hematoma. The patient then went to Pulmonary Clinic where Dr. Broussard addressed the patient's needs.

Witnesses: Brad Broussard, M.D., Farha Khan, M.D., Matt Whittington, M.D. Evidence: Attached copy of Emergency room visit, EMR 3145299, Copy of Emails labeled "Exhibit A"

Poor Evaluations from faculty and peers reflecting disrespectful behavior, documenting
inaccurately, and not obtaining a complete history.
Evidence: Peer and faculty assessments copied from New Innovations 1/30/18 and labeled
"Exhibit B"

EXHIBIT

- Delay in submitting progress notes: During the Clinical Competency Meeting on 1/10/2017: Dr. Borrero reported notes are not submitted in a timely manner.
 Witness: Blizabeth Borrero, M.D.
- 4. Failure to accurately document patient's medication.
 History and physical reviewed from admit in December while on night float and placed in resident's folder. (Dr. Cordova failed to document the patient was taking hydrochlorothiazide and had in fact come in with side effects of that medication). The PGY-2 resident addended the note to reflect correct medication. When'I brought up this issue with him December 19, 2017 he stated "Dr. Yasin performed the medication reconciliation." (Dr. Cordova had listed some medications in his H & P).

Witnesses: Samiya Yasin, M.D., Karen Cuny M.D.

Evidence: EMR of MR# 374233. Copies of records labeled "Exhibit C"

5. Plan to discharge a patient on inappropriate medications. Dr. Jacob reported that Dr. Cordova blindly checked off all medications to be continued at home without noticing many of those medications had been changed during the patient's hospitalization. The medications he had checked off to continue were both Levothyroxine and Methimazole which are counteractive, as well as both an ACE inhibitor and an ARB.

Witness: Greg Jacob, M.D.

Evidence: EMR 2670262 (Date of Discharge 1/4/18)

6. Suboptimal patient care during clinic week 1/16 &1/18: I met with Dr. Cordova 1/24/18 to give him feedback from clinic week. Issues brought up to him were the need to take a complete history when he sees a patient for the first time, not to assume chest pain radiating to left arm was musculoskeletal in a patient with risk factors for CAD, and the importance of looking at a patients labs and radiological studies that were done since their last visit as to not miss significant increase in transaminases, and various abnormalities on CT scans.

Witness: Karen Curry, M.D.

Evidence: Attached feedback Card and copies of clinic notes with additional comments included. Labeled "Exhibit D"

Deficiencies in Medical Knowledge:

 <u>Failure to admit to error in medication</u>: I reviewed soveral History and Physicals during rotation on night float in December.

Issues pointed out to resident during meeting with him Dec. 19 include giving auticoagulation to a patient with a recent GI bleed and suspected Diculatory's lesion requiring transfusion. When I pointed this out, Dr. Cordova said, "That was not my order," When I reviewed the history and physical again, I did notice that the Lovenox was documented in his plan of care. Witnesses: Samiya Yasin, M.D., Karen Curry, M.D.

Evidence: BMR of MR# 193312. Copy of record labeled "Exhibit B"

 Submitting poor quality cardiology consultation notes; Dr. Khan reported poor and incomplete progress note on MR 11735 dated 1/26/18 and initial consultation on MR 3053316 dated 1/29/18.

Witness: Farha Khan, M.D.

Evidence: Copies of progress note and consultation note labeled "Exhibit H"

Deficiencies in Interpersonal and Communication Skills

1. Poor Team Work: During the Clinical Competency Committee Meeting 1/10/18: Dr. Borrero reported that Dr. Cordova made the medical student do an ICU History and Physical and also pulled the medical student from a 1:1 teaching session with her to perform another H&P. It was also reported that she feels he does not early his share of the work load, writing notes on about 40 percent of the patients. He also shows no interest in putients on his team that he is not writing notes on. The entire team was to show up on sign out rounds with Dr. Borrero 1/10/17 and he was not present for sign out rounds. Dr. Borrero stated, "Dr. Cordova's lack of heing a team player is bothersome."
Witness: Elizabeth Borrero, M.D.

Deficiencies in Professionalism:

- 1. Falsely accusing upper level resident of inappropriate behavior. Dr. Cordova reported to both Dr. Khan and Dr. Clark his upper level inappropriately made him perform a rectal exam at 5:00 am. The patient in question had developed saddle anesthesia and in fact was diagnosed the next morning with cauda equina syndrome. I had called Dr. Yasin carlier that evening and asked her to perform the exam with Dr. Cordova. He first told Dr. Clark that Dr. Yasin had woken him up at 5:00 am. When I met with Dr. Cordova with Dr. Clark he stated that he said they woke the patient up. He also said he did not know why they were doing a rectal. Dr. Yasin reports she discussed the saddle anesthesia with Dr. Cordova in the presence of nursing staff. Dr. Khan also reported to me Dr. Cordova informed her Dr. Yasin had made him do a rectal exam at 5:00 am for "no reason". On review of the above mentioned case, I was unable to find documentation of Dr. Cordova's rectal exam.
 - Witnesses: Dr. Samiya Yasin, Tina Clark, M.D., Farha Khan, M.D.
 Evidence: Copy of text exchange between Dr. Cordova and Dr. Yasin. EMR MR # 3251428.
 Copy of pertinent portions of History and Physical, copy of MRI results. Labeled Exhibit F
- 2. Untruthful Behavior: During the clinical competency committee meeting on 1/5/18 Dr. Borrero discussed the inconsistencies in Dr. Cordova's claim that Dr. Sadeghi was going to write up Dr. Yasin (his upper level resident) for unprofessional behavior. In fact Dr. Sadeghi had been out on sick leave and had not worked with Drs. Yasin or Cordova. I confirmed with Dr. Sadeghi that he did not intend to write Dr. Yasin up.
 Witnesses: Elizabeth Borrero, M.D., Ali Sadeghi, M.D., Farha Khan, M.D.
- 3. <u>Railure to follow through with an order placed/Rude behavior</u>. Dr. Cordova ordered an ultrasound on a patient on Sunday January 7th. The following day when the ultrasound technician, Michelle Comenux, asked him if he still wanted test done as the patient had calcu, he replied "That is not my patient, it belongs to team 3." She notified me and stated she had no idea how to even find out who team 3 was.
 - Witness: Michelle Comeaux
 - Evidence: HMR MR# 3253889; Copy of order labeled "Exhibit G"
- 4. <u>Untruthful behavior:</u> Dr. Khan reported to me 1/25/18 that Dr. Cordova stated he had not answered a message for over a week because he did not receive the message. On further investigation, it was proven he did indeed open the message but did not address it. Dr. Khan spoke to Dr. Cordova a second time 1/25/18 and he continued to deny he opened the message. Witness: Parha Khan, M.D.
 - Evidence: EMR 2597597. Saved recording of when message was opened by Dr. Cordova held in Cerner.

I appreciate your time in evaluating this matter,

Karen G. Curry, M.D.
Program Director
University Hospital and Clinics
2390 W Congress Street
Lafayette, LA 70506

University Hospital and Clinics Department of Internal Medicine LSU-HSC / University Hospital and Clinics 2390 West Congress Street Lafayette, La. 70506

February 8, 2018

Dear Department of Internal Medicine,

RE: FORMAL LETTER OF RESPONSE - REQUEST FOR ADVERSE ACTION

In compliance with the LSU School of Medicine New Orleans House Officer Manual, please accept this correspondence to constitute a formal response in reference to a Request For Adverse Action that I received on February 1, 2018, ISI associate that the Received February 1, 2018, ISI associate that the Received formal in unreconsidered as a discheduler high the whether the provided to me, a lamphate force in a plant of the sale gallors which may are a room the missing explains and would be a social for the sale gallors which may are a room the missing explains and would be a social for the sale gallors which may are a room the missing explains and would be a social for the sale gallors which may are a room the missing explains.

Responses:

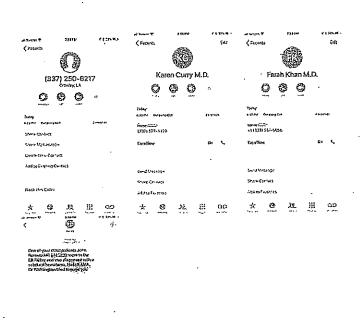
Deficiencies in Patient Care:

1. Failure to answer a page from the Emergency Room for a week.

I received a text message on 11.16.17 at 3:24 PM from Dr. Curry stating that "One of your clinic patients John Romero MR 3145299 went to the ER Friday and was diagnosed with a subdural hematoma. He left AMA, Dr. Whittington tried to page you." My pager did not alert on Friday (11.10.17). According to the date and time of the patient note, and when I was paged, I was meeting with Dr. Curry and Dr. Guridy at that time. I have read the ER note from Dr. Whittington on Friday 11.10.17. States that patient had an MRI done earlier that day and a subdural hematoma was found. Dr. Whittington encouraged the patient to seek Neurosurgical consultation at another facility and the patient denied. Left AMA. Dr. Whittington further stated in his note that he was calling to inform me that the patient was leaving AMA and the findings of the MRI. Patient was asymptomatic at the time of presentation. GCS 15. MRI report by radiologist states that the hematoma was chronic in nature. I called the patient at 6:28, no answer, no call back. I called Dr. Curry at 6:33 PM, no answer, no call back. I called Dr. Khan (Clinic Dr. and Advisor) at 6:47 PM, no answer, no call back.

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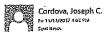




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On 11.17.17 at 4:03 PM I sent this message to Dr. Curry:



Dr. Curry - I just wanted to follow up with you regarding the patient that you texted me about. I reviewed the ED note and MRI yesterday evening. Patient has a chronic subdural hemaloma (per son). Patient was sent to ED from xray. Or. Whitlington oncouraged patient to seek further Neurosungical referral. Patient denied and signed out AMA. I called the patient yesterday evening at 6:30, no answer, no call back. I called the patient again this morning and spoke with his son (Ray). He stated that his feither has had this subdural hematoma for quite some time now. White in the ED he was stuck fix in the right arm and 5x in the left arm, became frustrated and mad. Signed out AMA. I called back again at 3:00 this afternoon, patient was unavailable, but I did speak with Ray his son again. He stated that his father is doing fine and the CT went ok hits morning. I reviewed the Head CT from this morning which indicated no interval change regarding the subdural hematoma from the last MRI. I encouraged his son Ray that his father should seek neurosurgical referral for further evaluation of his subdural hematoma. He stated that his father, "didn't want to do that." I notified him that if his fether began to exportance any new symptoms, such as, teadaches, nausea, vomiting, loss of motor or loss of sensation that he should come back to the ED, Ray (son) voiced understanding.

While on an external rotation, at another hospital, I have never been contacted by the UHC ED regarding a patient that left AMA. I was unsure about what to do, so I did what I left was best for the patient, which was to notify him of the seniousness of his subdural hematoma. I have discussed this with Or. Khan. She was unsure why the ED was contacting me regarding a patient that left AMA. Is there anything else that I need to do?

Thanks,

Cory

On 11.17.17 at 5:46 PM Dr. Curry Replied:.



Curry, Karen Fn 11/17/2017 5 46 PM Mark as unread

- You forwarded this message on \$1/17/2017 7-11 955

The ER will occasionally try to get in touch with a patients primary care physician when they have a particular concern. The issue here is the ER couldn't reach you. They ended up calling me. On Monday I asked Dr Whittington if you ever called back and he said you had not. I mentioned all this to Dr Khan.

The patient went to Pulmonary clinic Tuesday to schedule a bronchoscopy from what I understand. Dr Broussard felt his neurological issue needed to be sorted out prior to the branchoscopy.

I would discuss further management with the faculty you signed out to on the patients last clinic visit.

Thanks

Dr Curry

My pager had not alerted in roughly 6 weeks. I had been off campus at LGMC ICU (October 2017) and my next block was Rehab at LGMC Southwest (November 2017). The ED note written 2017) and my next block was Rehab af LGMC Southwest (November 2017). The ED note whiten on 11.10.17 by Dr. Whittington states that he was trying to confact me to notify me of the patients MRI findings and that the patient had left AMA. In further discussing this with Dr. Khan, I am still unaware of what was requested of me or how I could have helped with a patient that left AMA, being my primary obligation was PMR at LGMC Southwest. Also, if Dr. Curry knew about this on 11.10.17, why did she wait until 11.17.17 (7days) to notify me that Dr. Whittington was trying to reach me? Exhibit A was not included in the packet I received. To this day, I have no explanation why I did not receive the page at issue. I acknowledge receiving the text later from Dr. Curry and

have addressed the issue with Dr. Whittington to his satisfaction. In fact, attached please find a letter from Dr. Whittington concerning my handling of this matter and his evaluation of my residency.

2. Poor evaluations from faculty and peers.

I categorically dispute the allegation that I have multiple poor evaluations from faculty. As you can see from the attached faculty reviews that were downloaded from New Innovations, all evaluations were satisfactory (a few even superior) except for one. There are no peer reviews in New Innovations at this time. Exhibit B was not included in the packet I received. As one can see, the only poor evaluation is from Dr. Borrero. With regards to Dr. Borrero, please see response below.

3. Delay in submitting progress notes in a timely manner.

This is the first time that anyone has formally complained of late submission of progress notes. Moreover, I do not recall any conversations with any faculty or mentor regarding progress notes that were not submitted in a timely manner. The date, time and progress notes that were not submitted in a timely manner were not provided in this packet. I am unaware of a time in which the submission of my progress notes were deemed to be unlimely. I am unaware of a time in which Dr. Borrero discussed with me what specific time constitutes timely. Had this been brought to my attention, I would have worked very hard to correct this immediately.

4. Fallure to accurately document patient's medication

This event apparently occurred on or around the middle of December. Neither the triage nurse or pharmacy representative documented this medication for this patient at the time of admit to the ED. The chart does not establish that this patient was on the medication except for Dr. Yasin's addendum. In fact, when formulating an admission H&P the medications are automatically populated in my note, it is my understanding that the medications the patient is taking are verified by the nurse and/or pharmacy representative during a medication reconciliation upon admission to the ED. In review of the medical record and my admission note, Hydrochlorothiazide was not automatically populated. When reviewing the "Medication Lists" tab within Cerner, Hydrochlorothiazide is not listed. When reviewing the "Dr. First Medication Management" tab within Cerner and assessing all medications that are listed as "C" for Compliant, Hydrochlorothiazide is not listed. I am unaware of why Dr. Yasin has included Hydrochlorothiazide in her addendum and/or why Hydrochlorothiazide is deemed as being correct. Dr. Yasin performed the medication reconciliation apart from me, as there was very little communication between the two of us, Had this item been brought to my attention in December, I would have worked very hard to seek resolution immediately. Exhibit C was not included in the packet

5. Plan to discharge a patient on inappropriate medications

I am unware of the date and time in which Dr. Jacob reported to me that I blindly checked off all medications to be continued at home. I was not provided with a written testimony from Dr. Jacob of the date and time in which I blindly checked off all medications.

In further reviewing the medical record, a note was entered by Christian LeJeune on 01.05.18 at 15:18 stating that,

"SWCM assisting in clarification of d/c meds. Patient has incorrect name in system due to DMV error on license. However, the incorrect name (wrong middle initial) is identical to another patient of Deedee Luke MD in the area and further they have the same birthdate. Their medications in the Dr. First got crisscrossed and caused a fair amount of confusion as well as allowing for medication errors while inpatient causing delays in d/c. Spoke w/Luke MD office and we verified the medications were crossed in the Dr. First and they are in fact two different people and also our patient is being treated for cancer and the other is not. Borrero MD assisting in correcting medications. SWCM changed

patient's name in PM Conversations and instructed her and family to change the name on her driver's License or get a new ID card w/ correct name of Mary J Stelly. They verbalized understanding and safety concerns if there is failure to change information on driver's license or get new ID. Will speak w/ medical records to inform SWCM had patient's name changed to the correct one and to combine medical records if need be. Will continue to assist if needed."

In further reviewing the medical record Inpatient Clinical Summary on 01.05.18 at 15:32, patient was discharged home with Losartan. There is not an ACE Inhibitor on the discharged home list. Levothyroxine and Methimazole are not on the discharge home list.

6. Suboptimal patient care

I did receive feedback from Dr. Curry on 01.24.18 regarding the previous clinic week. I am grateful for her feedback and teaching points that have helped me to improve in the clinic setting. This improvement has been demonstrated with more comprehensive Cardiology clinic notes (which was my next block) and further confirmed with Dr. Hardwick's feedback card while on Cardiology. Please see attached. Exhibit D was not included in the packet I received.

Deficiencies in Medical Knowledge:

1. Fallure to admit to error in medication

While on night float each work shift, beginning 12.12.18 and persisting through 12.18.17, each admission note that I wrote, I was not allowed to participate and/or exchange in a meaningful conversation with Dr. Yasin regarding the decision-making process as it perteins to the admitting diagnosis and treatment of each patient. Each instance in which we returned to the call room from the ED after seeing an inpatient consult, Dr. Yasin reported to her room, alone. When asking her for direction regarding the diagnosis and treatment of each patient admitted to the inpatient service, she replied with, "just put what you think in the assessment and plan and I will put your corrections in my addendum." In reviewing my admission notes, Dr. Yasin had placed corrections in her addendum and did not discuss them with me prior to doing so.

in reviewing the medical record for this patient, I am unable to find an order for anticoagulation, which was further stated in Dr. Yasin's addendum, however my note incorrectly stated Lovenox 60mg for DVT Px. I have learned from this oversight. Had this been brought to my attention during the time the patient was admitted, I would have worked hard to correct this typo immediately by adding an addendum to the patient note. Exhibit E was not included in the packet I received.

2. Submitting poor quality cardiology consultation notes

While on Cardiology service, James Hardwick MD was my attending and Scott Laura MD was the fellow. Regarding MRN 3053316, I did what I was advised to do by Dr. Hardwick and Dr. Laura, in that, put a brief consult note in the chart so we have documentation before the TEE is done this afternoon. A physical exam was not documented because I did not perform one. At the time I saw the patient, she was on dialysis and I could not hear anything with the dialysis machine active next to her bed. Regarding MRN 11735, I am unable to locate a progress note submitted by me dated 01.26.18.

Dr. Hardwick discussed with me that Dr. Curry called him to discuss these items. Dr. Hardwick stated to me that he notified Dr. Curry that I did what I was instructed to do. Dr. Hardwick also stated that the Internal Medicine department would like me to prepare notes as If I were on the IM service, however tailor them to the needs of cardiology. Once notified of this request, my notes were corrected immediately as demonstrated with the attached cardiology consultation note. Exhibit H was not included in the packet I received.

Deficiencies in Interpersonal and Communication Skills

1. Poor team work

I categorically deny this allegation. It is possible that Dr, Borrero is confusing me with an another resident. The date, time and MRN of the ICU patient in which I made the medical student do a history and physical has not been provided to me. A written testimony from the medical student of the date, time and MRN of the ICU patient in which this occurred has not been provided to me. A written testimony from a witness of the date, time and MRN of the ICU patient in which it was witnessed that I made the medical student do a history and physical has not been provided to me. It is noteworthy that as a first year resident, I cannot be involved in the care of an ICU patient, therefore, it is apparent that Dr. Borrero is simply mistaken in her accusation.

The date, time and MRN of the patient in which I pulled the medical student from a 1:1 teaching session to do another history and physical has not been provided to me. A written testimony from the medical student of the date, time and MRN of the patient in which I pulled the medical student from a 1:1 teaching session to do another history and physical has not been provided to me. A written testimony from a witness of the date, time and MRN of the patient in which it was witnessed that I pulled the medical student from a 1:1 teaching session to do another history and physical has not been provided to me. Again, as a policy, I am not allowed to be involved in the care of ICU patients at UHC Lafayette, La.

The service in which I was actively rotating and only saw 40% of the total patients has not been provided to me. The total number of patients, the number of patients I saw and a percentage equaling 40% has not been provided to me.

A written testimony of the date, time and MRN of the patients that I have shown no interest has not been provided to me. A written testimony from a witness of the date, time and MRN of the patients in which it was witnessed that I showed no interest has not been provided to me. Dr. Borrero has claimed that on 01.10.17 I was not present for sign out rounds. On the date 01.10.17 I was not a resident physician at UHC Lafayette, La. I began residency 07/2017.

Deficiencies in Professionalism

1. Falsely accusing upper level resident of inappropriate behavior

On Monday 12.18.17 at 04:31, Dr. Yasin asked me to go to the ER and retrieve an FOBT card and Developer as we were to do a rectal exam on MRN 3251428 in room 621 at UHC Lafayette, La. I reported to room 621 at UHC Lafayette, La. with the FOBT card and developer. Dr. Yasin arrives and enters the patient's room. Patient is asleep with his back towards the door. Wife is awake in chair at bedside. Dr. Yasin introduces herself and I and states that we need to do a rectal exam on her husband. Wife replies, "he's asleep, the nurse just gave him his medication." Dr. Yasin proceeds to wake Mr. Hebert to notify him that we are here to do a rectal exam. Dr. Yasin asks me to do the rectal exam and I comptly with DRE, assessing for blood and rectal tone. There was no blood per FOBT card and rectal tone was intact. A written testimony from Dr. Yasin of the date and time in which I was notified of saddle anesthesia as the reasoning of a rectal exam has not been provided to me. A written testimony from a witness of the date and time in which it was observed that Dr. Yasin notified me of saddle anesthesia as the reasoning of a rectal exam has not been provided to me. A written testimony nursing staff of the date and time in which it was observed that Dr. Yasin notified me of saddle anesthesia as the reasoning of a rectal exam has not been provided to me. I did not document a rectal exam in the chart as this was an oversight on my part. Had this been brought to my attention at the time this occurred, I would have worked very hard to submit a procedure note for a rectal exam immediately. Exhibit F was not included in the packet that I received.

Also, the allegation is "falsely" accusing an upper level resident where, in fact, all I did was report the facts of the matter to Dr. Clark without making an accusation of inappropriate behavior. { categorically deny filing any sort of accusation of any kind against an upper level resident. Finally, }

accurately reported the incident and therefore there was no falsehood in my communication to Dr. Clark.

2. Untruthful Behavior

I categorically deny having any conversation with Dr. Sadeghi in which I lied or was untruthful. I did speak with him regarding the above incident but deny requesting that he report the upper level for inappropriate behavior. Moreover, I never had any conversation about this matter with Dr. Borrero. The date, time and written testimony from Dr. Borrero in which I discussed with her that Dr. Sadeghi was to write up Dr. Yasin for unprofessional behavior has not been provided to me. A written testimony from a witness of the date and time in which It was observed that I discussed with Dr. Borrero that Dr. Sadeghi was to write up Dr. Yasin for unprofessional behavior has not been provided to me.

3. Failure to follow through with an order placed / rude behavior

I do not know Michelle Comeaux and do not recall any conversation with anyone by that name. I have not been provided with written testimony from Michelle Comeaux of the date, time, MRN and exact exchange, such as, "that is not my patient". I cannot defend against accusations of this nature without having more specific information. Accordingly, I deny ever having responded in this way.

4. Untruthful behavior

I discussed a matter involving a miscommunication with Dr. Kahn which I believe, as I was not provided with any details, is the basis for this accusation. It involved my misread of a message concerning Dr. Kahn or the ambulatory clinic and subsequent confusion on my end. I explained the honest mistake to Dr. Kahn to her satisfaction and there was no untruthful behavior. I categorically deny this allegation to the extent I have correctly guessed its origin.

LSU HEALTH SCIENCE CENTER - University Hospital and Clinics Internal Medicine Residency Program Clinical Competency Committee Corrective action /remediation Plan

Dr. Cory Cordova

Requirements

- 1. Report to your upper /senior resident for every shift`
- 2. Must stay total shift hours/end of shift
- 3. Notify your upper level if you are late
- 4. Understand that all tardiness will be reported to faculty and documented
- 5. Be present for all transition of care sign-out during Ward rotations and for Night float rotation
- 6. Attend 100 percent of Morning report and noon conferences and committee assignments
- 7. Complete required modules on Professionalism and communication provided by Dr. Borrero
- 8. Present two cases for Morning report for each Block of wards
- 9. Write at least 50 percent of all progress notes on your service
- 10. Complete all progress notes prior to rounds
- 11. Demonstrate respect for all senior residents
- 12. Meet twice a month with Dr. Guidry & Dr. Khan for progress reporting
- 13. Write out and answer 15 ITE objectives that you have answered incorrectly per week and turn in to Dr. Clark each Friday

Any noncompliance of above requirements will result in punitive action by Program Director.





February 15, 2018

UAB/Selma Family Medicine Kandice Collins, Program Coordinator 1023 Medical Center Parkway, STE 200 Selma, AL 36701

Dear Ms. Collins,

Teaching
Tomorrow's
Physicians
in Acadiana
Today!

It is my pleasure to write in support of the application of Dr. Cory Cordova to your Family Medicine Residency Program. I have been an educator for years with considerable experience in national organizations and neademic institutions. I worked closely with Dr. Cordova during his Internal Medicine residency program training and I supervised him while in his emergency department rotation. As is evident form his CV, Cory has excelled throughout his career with many notable accomplishments. While he was on the emergency medicine rotation, he demonstrated exceptional interest in emergency medicine and voiced his desire to change from the Internal Medicine program to a Family Medicine program and eventually performed an Emergency Medicine Fellowship. As his attending physician during his emergency medicine rotation, I noticed abilities and clinical knowledge that make him a good candidate for an emergency medicine residency program. While observing Dr. Cordova's clinical abilities, I noted his excellent knowledge, clinic skills, patient care, and leadership. I have worked with Dr. Cordova in both the inpatient and outpatient setting, taught him in class, supervised his clinical competence and oversaw his performance during important parts of his Internal Medicine Internship training as well as his Emergency Medicine rotation.

University Hospital & Clinics provide graduate medical education in

Eamily Medicine
Cardiology
Geriatrics
Internal Medicine
OB/GYN
Ophthalmology
Officeactics
Otology
General Surgery

In addition to considerable intellect and exemplary performances on standardized examinations, Dr. Cordova is a warm and engaging individual. He teaches others by example, is inclusive, and consistently exhibits curiosity and motivation to learn. He comes prepared for all types of learning situations, having researched the relevant topics so that he can provide quality care. In addition to prioritizing his own learning, Cory considers the needs of others. On multiple occasions, he has arrived in the clinic with handouts on relevant clinical topics tailored for the rest of the medical team. He has been described as one of the best residents to rotate on our emergency department service by other attending physicians.

In conclusion, I am happy to give Dr. Cory Cordova my highest recommendation for your Family Medicine residency program. In my experience, he is the top 25% of all Internal Medicine residents with whom I have worked over the past years at University Hospital and Clinics Emergency Department. If you have any additional questions or require further information, please do not hesitate to contact me.

Sincerely,

Dr. Julio Rodrigilez-Quinones, FACEP
LSU Associate Professor of Emergency Medicine
Assistant Medical Director
Emergency Department
University Hospital and Clinics
Lafayette, Louisiana
337-266-8522

2390 West Congress St. Telescente, LA 70508 (337) 261 25000 Lafavette Generalicom.

EXHIBIT 5



To Whom It May Concern:

With confidence, I am writing to you in support of Joseph Cory Cordova MD as he actively seeks a position in your Family Medicine Residency Program. As a faculty member and attending Emergency Department physician at University Hospital and Clinics, I have been afforded the opportunity to work with many talented residents. Rarely do I have the opportunity to work with someone as talented as Dr. Cordova.

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Today!

I first met Dr. Cordova when I served as a mentor to the medical students who rotated through our Emergency Department. Working side by side with Cory, I observed him as he learned to perform a history and physical, developed a problem list, and learned basic differential diagnoses. It was obvious from the beginning that Cory was enthusiastic about clinical medicine and was very well prepared. Cory had an unusual command regarding the basic sciences and a curiosity about clinical issues, but most importantly he truly cared for the patients themselves. Cory repeatedly exceeded expectations. He was very well organized and communicated his thoughts appropriately. Cory was noted by many of the faculty and staff as a reliable team member. He has the exceptional talent of facilitating the participation of others and making those around him function at a higher level of enthusiasm. His effectiveness is well noted.

University Hospital & Clinics provide graduate medical education in

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Later I had the opportunity to work with Dr. Cordova as a resident in the Emergency Department while he was completing his internship in Internal Medicine. Again, his work ethic was enthusiastic, competent, thorough and meaningful. I find these characteristics as suitable for success in your Family Medicine Residency Program, I have witnessed Dr. Cordova repeatedly excel above and beyond to assure that his patients received the best care possible. Dr. Cordova immerses himself in his patients, solving clinical problems, and he is persistent until he finds answers for improved patient outcomes. Dr. Cordova finds no burden in coordinating with interdisciplinary medical teams for the benefit of his patients' wellbeing.

Family Medicine
Cardiology
Geriatrics
Internal Medicine
OB/GYN
Ophthalmology
Orthopedics
Otolaryngology
General Surgery

Without reservation, I highly recommend Joseph Cory Cordova MD as he seeks a position in your Family Medicine Residency Program. In considering his remarkable academic and professional achievements, and positive personality, I find him quite fitting for a career in Family Medicine.

Should you have any further questions regarding ${\tt Dr.}$ Cordova's application, please do not he situate to contact me.

Warmest Regards,

Adam P Giddings MD Emergency Department Attending Physician University Hospital and Clinics 2390 W Congress Street Lafayette, LA 70506

2390 West Congress St. Lafayette, LA 70506 (337) 261-6000 LafayetteGenetal.com

-6000 etal.com .



To Whom It May Concern:

Teaching
Tomorrow's
Physicians
in Acadiana
Today!

It is with great enthusiasm that I am writing in support of Joseph Cory Cordova's application for a position in your Family Medicine residency program. I was quite fortunate to have Cory with me as a resident for one month in Emergency Medicine at University Hospital and Clinics during his intern year. While on my service, Cory displayed superior communication skills that were efficient and respectful, much like the mannerisms of a confidant and experienced physician. Cory displayed comfort with the patient encounter and it's more than evident that he truly enjoys helping people. Above and beyond the compassionate and competent emergency care plans that he suggested, he continually offered helpful pearls to all involved staff members in the emergency department. Clearly, Cory is a team player. Secondly, Cory enjoys confronting the complex problems of emergency medicine and I believe these analytical skills will serve him well in the Family Medicine setting.

University Hospital & Clinics provide graduate medical education in I have come to know Cory quite well during the month we spent together in the emergency department, as well as, times in which he would report to the emergency department to admit patients to the inpatient service. During this time, I had daily contact with Cory and can attest to the fact that he is a most deserving candidate for Family Medicine residency training. During the rotation, Cory performed in a truly outstanding fashion. His comments justify a detailed and meticulous thought process. His clinical judgment was excellent; his assessments were thorough and appropriate. I became very confident of Cory's clinical acumen with a superb fund of knowledge, excellent problem-solving skills and boundless energy and enthusiasm. He was highly valued by other members of the team, some of which are physicians and nursing staff, as tremendously committed to patient care, learning, and delightful to work with.

Family Medicine-Cardiology Geriatrics Internal Medicine OB/GYN Ophthalmology Orthopedics Otolaryngology General Surgery

In closing, I believe that Cory is very well suited for a career in Family Medicine. I consider him to have an excellent academic future based on his approach to clinical medicine, his communication skills and his interest in teaching. I regard Cory as an excellent candidate for your Family Medicine program and would be pleased if I were to learn that he had been recruited to stay at your institution. Please do not hesitate to contact me for additional information regarding Cory's application.

Sincerely,

Ali Sadeghi M.D.
Director of Emergency Medicine
Attending Physician
University Hospital and Clinics
2390 W Congress Street
Lafayette, LA 70506

2390 West Congress St. LAMAYETTE, LA 70506 (337) 261+6000 Lalayette General Lcom February 20, 2018

Letter of Recommendation for Cory Cordova, MD

To Whom It May Concern,

I have known Cory Cordova for the past 1 year as a resident in the Internal Medicine program at University Hospital and Clinics in Lafayette, LA. I have had the pleasure of getting to know Cory during his Emergency Medicine rotation and Internal Medicine inpatient medicine rotation. I have had the opportunity to observe his clinical skills, medical knowledge, and bedside manner.

I have observed Cory to be an eager, attentive, and compassionate resident. He has a strong work ethic and continually strives to improve his already impressive fund of knowledge. He has the ability to obtain a clear/concise history, physical and differential diagnosis while maintaining a good rapport with patients.

I have seen may residents come through both the internal and family medicine residency programs, and consider Dr. Cordova to be a very strong resident. I am confident that he will continue to excel and become an excellent physician.

I consider Cory to be an exceptional resident with the highest integrity. I think he will do well in any field of medicine, and I am confident that he will excel in Family Medicine. It is with great pleasure that I give my highest recommendation and strongest support for Cory's consideration into your Family Medicine Residency program.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Mathew Whittington, MD matwhitt@gmail.com (337) 849-8899 (Cell)

02/06/18

To Whom It May Concern,

On 11/10/17, I had the pleasure of taking care of J.R., MR 003145299 in the Emergency Room of University Hospital and Clinics (UHC). Mr. R presented to the ER after findings on an outpatient MRI revealed a subacute/chronic subdural hematoma. He denied symptoms in the ER, but due to the midline shift and no prior record of a subdural hematoma on imaging, I recommended transfer for neurosurgical evaluation. Ultimately, the patient did not desire transfer, and after long discussion with the patient and family, he signed out Against Medical Advise.

On review of the chart, I was relieved to see Dr. Cordova is the patient's primary care physician. Although Dr. Cordova was not on Internal Medicine call, I tried paging him because I knew I could rely on him for ensuring the patient was followed closely. I paged Dr. Cordova at 12:25pm. The patient left the ER AMA at 12:32pm. At the time of this encounter, we had experienced problems with the operators having difficulty accurately paging residents. I did not have any other means of contacting Dr. Cordova (such as his cell phone number), therefore I called Dr. Curry at 12:47pm and provided her with the patient's information to pass on to Dr. Cordova.

Dr. Cordova has completed his intern ER rotation at UHC where I have had the opportunity to observe his clinical skills, medical knowledge, and bedside manner. I have observed Dr. Cordova to be an eager, attentive, and compassionate resident. He has a strong work ethic and continually strives to improve his already impressive fund of knowledge. He has the ability to obtain a clear/concise history, physical and differential diagnosis while maintaining a good rapport with patients.

I have seen may residents come through both the internal and family medicine residency, and consider Dr. Cordova to be a very strong resident and I am sure that he will continue to excel and become an excellent physician.

In summary, I have never had any negative encounters with Dr. Cordova. In my experience, he always responds quickly to all pages. I therefore consider him to be an exceptional resident with the highest integrity.

Sincerely,

Mathew Whittington, MD

M Gmail	• .	Cory Cordova M.D	, <drcordovaяார்@g< th=""><th>mail.com</th></drcordovaяார்@g<>	mail.com
FW: Dr Cory Cordova	-			
Burnaman, Katheryn A. <kburna@isuhsc.edu> fo: "Cory Cordova MD (drcordovamd@gmail.com)" <drcordovam< th=""><th>nd@gmail.com></th><th></th><th>Wed, Apr 11, 2018</th><th>af 8;14 AN</th></drcordovam<></kburna@isuhsc.edu>	nd@gmail.com>		Wed, Apr 11, 2018	af 8;14 AN
—Original Message— From: Steve Rees [mailto:sgreespm@att.net] Sent: Tuesday, April 10, 2018 8:57 PM To: Bumaman, Katheryn A. Subject: Dr Cory Cordova *EXTERNAL EMAIL: EVALUATE* To Whem it May Concern: I em writing in support of Dr. Cory Cordova's application to you Dr. Cordova rotated through with me on our Inpatient Rehabilit inquisitive. His work to be thorough.	r family medicine program. allon unit at Lafayette General Southwest. I	During that time I found him t	o be interested and	
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AFFIDAVIT OF CARMEN MORGAN

STATE OF TEXAS
COUNTY OF BOWIE

BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, duly commissioned and qualified as such personally came and appeared:

CARMEN MORGAN

Who was sworn, did depose, and say:

- 1. She has been a nerse for twenty-seven years.
- She was a clinical manager in the emergency department for UHC from February 2017 until July 2018.
- She worked with Dr. Cory Cordova in her capacity as a manager in the emergency department.
- 4. She was present in all hospital quality meetings which Dr. Cory Cordova attended.
- She never witnessed any outbursts, disrespectful, and/or condensing behavior at any time at any of these meetings by Dr. Cory Cordova.
- She is familiar with Dr. Cory Cordova and considered him meck, mild, professional, and had a great bedside manner.
- As a manager of ER staff, she and many of her employees considered Dr. Cory Cordova approachable, knowledgeable, and professional,
- Dr. Cory Cordova was not the type of person to get ruffled or anger easily even in a code
 or emergency situation.
- 9. She and her staff enjoyed working with Dr. Cory Cordova.
- She received complaints about other residents but she never received a complaint about Dr. Cordova.
- 11. She considered Dr. Cory Cordova a team player.
- 12. She was surprised to learn that Dr. Cordova was accused of condensing and/or disrespectful behavior because it did not comport with her experience.
- Dr. Cory Cordova was one of the few residents out of all of the residents who exchanged
 picasantries and was polite to her and her staff.

- 14. Of all of the residents she worked with, Dr. Cordova was one of the few to closely follow the service standards of behavior on a consistent basis as set forth by UHC,
- 15. She was n witness to the letter of recommendation written by Dr. Ali Sedeghi who was in disbelief that Dr. Cordova's contract was not renewed due to discipline action.
- 16. She personally received staff complaints regarding disrespectful and condescending behavior of other residents who were never disciplined.
- 17. She personally witnessed more egregious behavior than Dr. Cordovn is accused of from other residents who were never disciplined.
- 18. For instance, she was aware of a death of a patient that occurred due to the tardiness of a resident and lack of ACLS protocol for reviving a patient. The resident was never disciplined and remains a resident at UHC.

Further, Affiant saith not,

SWORN TO AND SUBSCRIBED before me on this 3 day of October, 2018

in Brazie (Ganty Texas.

NOTARY PUBLIC

JESSE WARREN
My Notsry ID # 131633222
Expires July 6, 2022

LESSE WARREN

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72018	Guisil - Fire Adverse Action
Co: Curry, Karen; Anderson, Kristi L.; Falterman, James Subjeot: Re: Adverse Action	Witness - 1 No. Anna Lasee (Academ)
Dr. Cordova, am in receipt of your acknowledgement of contract non-rene efterated your request for privacy regarding this to the faculty \S	ewal and have notified Dr. Falterman and Kristi Anderson. I have also personally.
•	
On Feb 19, 2018, at 1:25 PM, Cordova, Joseph C. <jcordo@l< td=""><td>suhsc.edu> wrote:</td></jcordo@l<>	suhsc.edu> wrote:
Dr. Selfs - please accept this communication as formal r As we discussed, I ask that you please reiterate with fac ask that you please reiterate with faculty what can and o future employer reach out to the department. Would you	notice. I accept your decision for contract non-renewal for PGY2, culty my right to privacy with this matter. As we discussed, I also cannot be discussed surrounding this matter should a I please respond to this message to assure receipt.
Thanks,	
Cory Cordova M.D.	
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•	•
•	EXHIP



NEW ORLEANS

University Hospital and Clinics School of Medicine Department of Internal Medicine

Thursday, March 1, 2018

Dear Dr. Joseph Cory Cordova,

On behalf of the LSU Health Sciences Center/University Hospital and Clinics Internal Medicine Residency Program, this letter is to inform you of our intent to not renew your contract as a resident in the Internal Medicine Residency Program.

Your contract will be terminated with LSU Health Sciences Center/University Hospital and Clinics, Lafayette as of June 30, 2018.

I ask that you acknowledge this intent of non-renewal by signing below and returning the original copy of this letter to me.

Sincerely,

Program Director Signature

3/7/18

Date

Resident/Fellow Signature

03.07.18 Date

2390 West Congress Street Lafayette, Louisiana 70506 Office 337.261.6789 Fax 337.261.6791 www.lsuhsc.edu



Imail - Fwd: Request for Program Director Summative Letter re: Dr. Cory Cordova

From; Burnaman, Katheryn A.
Sent: Tuesday, April 3, 2018 12:43:20 PM
To: Curry, Karen
Subject: Request for Program Director Summative Letter

Good morning Dr. Curry:

The LSU Family Medicine Residency Program – Alexandria is in request of two items on behalf of PGY-I resident, Dr. Joseph Cory Cordova:

- > PGY-1 Curriculum list of rotations;
- > Statement with status of resident in good standing and statement of awareness of Dr. Cordova's interest in transitioning from Internal Medicine to Family Medicine.

Please provide on your program letterhead with signature by the Program Director. The list of rotations may be included in the letter or may also be submitted as a supporting document / attachment. The documents may be scanned and emailed to kburna@lsuhsc.edu. We ask that you please provide these items by Thursday (04.05.18).

Thank you in advance for your assistance.

https://mail.google.com/mail/uj/97ik=083780f612&viow=pt&cearch...msg-f%3A1616227313545006656&simpl=msg-f%3A161622236



"mail - Fwd: Request for Program Director Summative Letter re: Dr. Cory Cordova Robert W. Moore. Residency Director Katherga Buranman. Residency Coordinator LSU Family Medicine Residency - Alexandria 211 Fourth Street, Box 30113 Alexandria, LA 71301 PH (318) 441-1041 Fan (318) 484-2225 kburna@lsuhsc.edu <Authorization to Release Records C. Cordova.pdf> <C. Cordova Letter to LSUAlexandria.pdf> <Milestone Comprehensive Summary.pdf> <Rotations Listing C. Cordova.pdf>

. ., : Gmail - Resident Release Form Burnaman, Katheryn A. <kburna@jsuhsc.edu> To: "Cory Cordova MD (droordovamd@gmeil.com)" <droordovamd@gmeil.com) Wed, Apr 4, 2018 at 3:24 PM From: Curry, Karen [mailto:KCurry@isuhsc.edu] Sent: Wednesday, April 04, 2018 3:07 PM To: Burnaman, Katheryn A. Cc: Moore, Robert Subject: Re: Resident Release Form Katheryn, ACGME requires a summative competency-based performance evaluation on transferring residents and varification of previous educational experiences. Will you need this? If so can you please send another signed release for these items? Karen Curry, MD Program Director Assistant Professor of Internal Medicine Internal Medicine Department LSUHSC/University Hospital & Clinics 2390 West Congress Street Lafayetta, LA. 70506 KCumy@lsuhsc.edu 337-261-6789 Phone 337-261-6791 Fax From: Burnaman, Katheryn A. Sent: Tuesday, April 3, 2018 8:05:28 PM To: Curry, Karen

University Hospitals and Clinics/Louisiana State University (Lafayette) Program Internal medicine

Resident Name: Joseph C Cordova Year in Program: 1 Position Type: Categorical Start Date: Jul 01, 2017 Expected End Date: Jun 30, 2020 Evaluation to be completed: Oct 30, 2017 - Jan 13, 2018

Select the level corresponding to the resident's knowledge, skills, attitudes, and other attributes in each area below. Your selections should take into account the resident's demonstration of milestones throughout the program with updates to reflect recent progress. Evaluations must be based on evidence with an emphasis on that obtained by direct observation.

Milestone levels do not correspond to the resident's year in your program. Selecting a level implies that milestones in that level and in lower levels have been substantially demonstrated. Selecting a radio button between levels indicates that milestones in lower levels have been substantially demonstrated as well as some milestones in the higher level(s). Mouse over the radio buttons to read the milestones for each level. After completing the evaluation, click the Submit button to finalize it. Alternatively, click the Save button to save your current changes and complete the form later. You MUST use the Submit button to finalize the form before the deadline for this evaluation period. Incomplete evaluations will NOT be accepted.

There may be cases in which a resident had no experiences within a subcompetency area during the previous six months. In this case, the reported milestone level should remain the same as the one reported during the previous evaluation. Do not increase (or decrease) the milestone level simply because time has passed; an evaluation of each subcompetency area must occur every six months. To review previously completed milestone evaluations, go to the Reports tab in ADS and select Milestone Evaluations.

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Monday, April 09, 2018

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GARY, J. BELAHOUSSAYE
BENJAKIN GANES
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RICHARD L. HOUGHTON, JIFF
HOLLY MEKAY DESCANT;
CYNTHIA SCHWARTZ
CRANAY D. MURPHY
ROSS ROUBION
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MAILING ADDRESS: P. O. BOX 80369 LAFAYETTE, LA 70598-0169

200 CORPORATE BLVD., SUITE. 103 LAFAYETTE, LA 70503

> TELEPHONE: (337) 235-4576 TELECOPIER: (337) 235-5003

February 5, 2018

†Also Admitted in Mississippi Master of Laws in Health Care ^Also Admitted in Georgia & Florida *Also Admitted in Ohio

E-MAIL: Chris@gachusin.com WEBSITE: www.cachauin.com

Dr. Cory Cordova 210 Wind Haven Lane Lafayette, Louisiana 70506

Re: Terms of Engagement

Dear Dr. Cordova:

This letter will confirm the discussions we had regarding your engagement of our firm.

1. Legal Services

We appreciate the opportunity to serve you. Our goals are to provide you with the legal services of the highest quality and efficiency and to help you accomplish your business objectives.

Our relationship should begin with a mutual understanding of expectations and should continue with full and candid communications between us throughout the course of our representation. Please let me know promptly if you have any questions at any time regarding any aspect of our firm's work for you.

The scope of our work may evolve in accordance with discussions or correspondence with you from time to time. To the extent that additional services are requested by you and agreed upon by us, the terms in this letter will apply to such additional services, unless superseded by another written agreement between us.

In order to avoid misunderstandings concerning potential conflicts of interest, it is our policy to clarify the identity of our clients and the circumstances under which we may represent other clients with interests which are or may be adverse to yours. In that regard, it is our policy that our representation does not extend to parents, subsidiaries, employees, officers, directors,

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EXAMENT

February 5, 2018 Page 2 of 4

shareholders, partners or other affiliates of your company unless we mutually agree in writing to the contrary.

2. Persons Responsible

Within our firm, I will be primarily responsible for this engagement. My number here at the office is (337) 235-4576. My direct e-mail address at work is Chris@eachassin.com

There may be occasions when your interests would be best served by involving other attorneys within our firm. We will advise you of proposed staffing assignments involving other attorneys and will work with you to decide on the staffing most appropriate to meet your needs and expectations.

Please let me know promptly if any questions arise about the services provided to you by anyone at our firm, or about any billing that you receive from us, so that we can act appropriately.

3. Rates, Fees and Charges

Our fees are based primarily on the amount of time spent by our attorneys and paralegals on your behalf. Each attorney and paralegal in our firm has an hourly billing rate, and the rate times the number of hours spent, measured in tenths of an hour, will be the initial basis for determining our fee.

In general, our attorneys' billing rate applicable to this engagement is \$250.00 per hour. Associate attorneys' billing rate is \$225.00. For paralegal time, our rate will be \$125.00 hour.

Other factors may be taken into account in determining our fees and may result in an increase over the rates specified above, including the novelty or difficulty of the legal problems involved, the risks and responsibilities assumed by us, the extent to which unforeseen circumstances arise, the time limitations imposed by you or by circumstances, the seriousness of the consequences of the matter, the results obtained, and other considerations permitted by applicable rules of professional conduct. Please be assured, however, that we will never add a "bonus" to the regular hourly rates applicable to your matter without prior discussion with you.

In addition to fees, we will expect payment for disbursements and other charges. We do not attempt to make a profit on our reimbursable charges. We do, however, recover our direct and allocable indirect costs.

Our disbursements and other charges will include such items as photocopying, fax charges, computerized logal research charges, long-distance telephone charges, courier and air freight charges, travel expenses, meal and transportation costs (for late night or weekend work only), postage costs, supply costs, and other reasonable costs and expenses. For larger disbursements, we may ask that billings be sent directly to you or that advances be provided.

We intend to provide statements to you on a monthly basis. They will show our time logged in tenths of an hour increments and will separate fees from disbursements and other

February 5, 2018 Page 3 of 4

charges. Payment of our statement is due promptly upon receipt. Our rates are based on our receiving payment within 30 days.

Our billing rates and charges are usually revised annually, but we reserve the right to revise them at other times during the course of our representation. Following any such revision, our new rates and charges will be applied to your account, and this letter constitutes written notice to you of our rights to make such revisions,

4. Retainer Fee

It is agreed that we will commence the Representation upon the deposit of a retainer in the amount of \$1,000.00.

It is agreed that we will apply the retainer to our interim bills for fees and expenses, and each invoice will clearly show the amount of the retainer that is so applied. Once the retainer is exhausted, we may require additional deposits in connection with one or more matters or the representation generally, which will then be applied in the same amount.

5. Roles of Attorney and Client

Our responsibilities under this agreement are to provide legal counsel and assistance to you in accordance with this letter, and to provide statements to you that clearly state the basis for our fees and expenses.

We hope you will be clear and complete in your communications with us and will extend your reasonable assistance and cooperation to us. You agree to keep us informed of developments related to this representation and to pay our statements in a timely manner.

If this letter meets with your approval, please sign and return a copy.

We look forward to working with you.

With kind regards, I am

Very truly yours, GACHASSIN LAW FIRM (A Limited Liability Company)

Christopher Johnston

CJ/mg

February 5, 2018 Page 4 of 4

Approval of Engagement:

I have read the letter above and agree to its terms, effective as of the date on which Gachassin Law Firm first provides services to us.

Daputy Clark of Court

ETHICS ADVISORY MEMORANDUM

To:

Christine M. Mire

From:

Dane S. Ciolino

Date:

November 6, 2018

Re:

Communications and Conflicts Issues in Cordova

Disciplinary Matter Against LSU/UHC

I have been retained by Christine M. Mire, Attorney at Law, to provide an advisory opinion as to (1) whether she can communicate with constituents of a represented organization; and, (2) whether her client's former counsel had a concurrent conflict of interest. I set forth below my qualifications, the underlying facts, and my opinions.

I. QUALIFICATIONS

I attach my curriculum vitae ("CV"), which sets forth my education, experience and other qualifications. See Exhibit 1. In brief, I currently serve as the Alvin R. Christovich Distinguished Professor of Law at Loyola University New Orleans School of Law. I graduated cum laude from Rhodes College in 1985, and magna cum laude from Tulane Law School in 1988, where I was inducted into Order of the Coif and served as Editor in Chief of the Tulane Law Review. Following law school graduation, I was employed as a law clerk for the United States District Court, Eastern District of Louisiana, and then as a lawyer with Cravath, Swaine & Moore, L.L.P., in New York City, and Stone Pigman Walther Wittmann, L.L.C., in New Orleans.

FILED THIS_

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Since joining the full-time faculty at Loyola in 1995, my teaching, scholarship, community-service and practice interests have included legal and judicial ethics. Among other courses, I teach "The Legal Profession," and "Legal Ethics Seminar." I am the editor of a book published in several editions by the Louisiana State Bar Association entitled Louisiana Professional Responsibility Law and Practice, and the successor to that book, a weblog and e-book entitled Louisiana Legal Ethics. I am the editor and annotator of the book entitled Louisiana Legal Ethics: Standards and Commentary (2018).

I have served as Reporter for the Louisiana State Bar Association Ethics 2000 Committee, as a member of the Louisiana State Bar Association Board of Governors, the Louisiana State Bar Association Committee on Lawyer Conduct, the Louisiana State Bar Association Ethics Advisory Service Committee, and the Louisiana State Bar Association Professionalism Committee. I have served as a hearing committee chairperson of the Louisiana Attorney Disciplinary Board, and as chairperson of the Lawyer Disciplinary Committee for the United States District Court for the Eastern District of Louisiana. I currently serve as General Counsel to the City of New Orleans Ethics Review Board.

I engage in the part-time practice of law, with a concentration on the ethics laws governing lawyers, judges, and public servants. I am a member in good standing and admitted to practice before the United States Supreme Court, Louisiana state courts, New York state courts, and various federal courts situated in Louisiana and New York.

I have served as an expert witness in numerous matters on the issues of the standards of care and conduct governing lawyers, and the reasonableness of legal fees and costs. My CV lists many of these matters. See Exhibit 1. In addition, my CV lists all publications that I have authored, and all other matters in which I have testified as an expert at trial, in deposition or by formal expert report. See id. My rate of compensation for study and testimony in this matter is \$300.00 per hour.

II. FACTS

The facts as you have provided them to me are as follows:

This case involves administration discipline proceedings brought against my client, Dr. Cory Cordova, who was a first-year resident student at LSU/UHC in Lafayette, Louisiana. LSU/UHC is part of the LSU health systems and is in partnership with Lafayette General Hospital. Dr. Cordova was ultimately recommended for non-renewal of his contract and/or termination. His attorney at the time recommended consent to discipline and the doctor was told that his discipline would remain confidential. However, this was not accurate because his discipline records have been sent to the new schools he attempted to apply to. Dr. Cordova hired me to review the due process of his discipline and to review the propriety of his previous attorney's advice. It may be important to know that I was not hired in a personal injury capacity but I am mindful that a lawsuit may be filed at a later date.

I contacted you to review the parameters of who I could speak to in the course of my investigation/representation to ensure compliance with Rule 4.2. I would assume that my client as a former student entitled to due process can speak to anyone of the faculty members and attending physicians even if the Rule prohibits me as his attorney from speaking to them.

It was also concerning that Dr. Cordova's previous lawyer worked for the firm that is the general counsel for Lafayette General and because this firm also represented several members of the administration/faculty of UHC in other matters. In fact, two of the doctors that recommended discipline and who were potential adverse witnesses in the disciplinary proceedings were existing clients of the lawyer's firm. This raised Rule 1.7 concerns and I would like clarity so that I can properly advise my client of all recourse he may be entitled to.

III. OPINIONS

A. Communication with Employees of LSU/UHC

Under Louisiana Rule of Professional Conduct 4.2, "[u]nless the lawyer has the consent of the other lawyer or is authorized to do so by law or a court order, a lawyer in representing a client shall not communicate about the subject of the representation with:

- (a) a person the lawyer knows to be represented by another lawyer in the matter; or
- (b) a person the lawyer knows is presently a director, officer, employee, member, shareholder or other constituent of a represented organization and
 - (1) who supervises, directs or regularly consults with the organization's lawyer concerning the matter;
 - (2) who has the authority to obligate the organization with respect to the matter; or
 - (3) whose act or omission in connection with the matter may be imputed to the organization for purposes of civil or criminal liability.

La. Rules of Prof1 Conduct r. 4.2.

The extent to which a lawyer may contact current and former employees of a represented organization is a recurring issue that is addressed in paragraph (b) of Rule 4.2. Prior to the adoption of this paragraph, many lawyers struggled with the issue of contacting current employees of a corporate adversary because Louisiana

¹ As to former employees, the controlling law has always been clear. A lawyer generally may conduct ex parte interviews with unrepresented former employees of a represented business organization provided that the lawyer does not discuss matters

courts had not articulated a bright-line rule. See, e.g., Jenkins v. Wal-Mart Stores, Inc., 956 F. Supp. 695 (W.D. La. 1997); In re Shell Oil Refinery, 143 F.R.D. 105 (E.D. La. 1992); see also ABA Model Rules of Prof1 Conduct r. 4.2 cmt. 4 (2002); Restatement (Third) of the Law Governing Lawyers § 100(2) (2000).

In no event, however, may a lawyer seek to communicate with an employee or former employee who is independently represented by counsel. See La. Rules of Prof1 Conduct r. 4.2(a). Furthermore, in no event may a lawyer seek to obtain from any present or former organizational constituent "information that the lawyer reasonably should know the non-client may not reveal without violating a duty of confidentiality" to the organization. See Restatement (Third) of the Law Governing Lawyers § 102 (2000).

Considering these standards, you are not prohibited from discussing Dr. Cordova's matter with many employees of LSU/UHC despite that the organization is represented by counsel. For example, you may communicate with faculty members and employees who have personal knowledge of the facts associated with his discipline matter. However, you may not communicate with any person (1) who regularly consults with LSU/UHC's lawyer concerning the Cordova matter, (2) who has authority to settle the matter, or (3) whose act or omission in connection with the Cordova matter may be imputed to LSU/UHC for purposes of civil liability. In

protected by attorney-client privilege. See Buford v. Cargill, Inc., No. 05-0283, 2009 WL 2381328, at *16 (W.D. La. Jul. 30, 2009); see also Schmidt v. Gregorio, 705 So. 2d 742 (La. Ct. App. 2d Cir. 1993) (employees are not "parties" represented by organization's lawyer); Jenkins v. Wal-Mart Stores, Inc., 956 F. Supp. 695, 697 (W.D. La. 1997); ABA Comm. on Ethics and Prof1 Responsibility, Formal Op. 91-359 (1991).

addition, you may not communicate with any person who is independently represented by counsel.

As to whether your client, Dr. Cordova, can communicate with employees of LSU/UHC, a comment to the corresponding ABA Model Rule notes that "parties to a matter may communicate directly with each other..." ABA Model Rules of Prof1 Conduct r. 4.2 cmt. 4 (2002); see also ABA Comm. on Ethics and Prof1 Responsibility, Formal Op. 92-362 (1992). Nevertheless, you, as his lawyer, may not orchestrate a communication between Dr. Cordova and an off-limits person in an effort to circumvent Rule 4.2. See, e.g., La. Rules of Prof1 Conduct r. 8.4; see also Restatement (Third) of the Law Governing Lawyers § 99(2) (2000) (permitting a lawyer to assist client in an "otherwise proper communication . . . with a represented non-client," unless the lawyer thereby seeks to deceive or overreach the nonclient); ABA Formal Op. 11-461 (Aug. 4, 2011). ("Parties to a legal matter have the right to communicate directly with each other. A lawyer may advise a client of that right and may assist the client regarding the substance of any proposed communication. The lawyer's assistance need not be prompted by a request from the client. Such assistance may not, however, result in overreaching by the lawyer."). ABA Formal Op. 11-461 suggests that the following would constitute circumvention of the rule and overreaching:

Prime examples of overreaching include assisting the client in securing from the represented person an enforceable obligation, disclosure of confidential information, or admissions against interest without the opportunity to seek the advice of counsel. To prevent such overreaching, a lawyer must, at a minimum, advise her client to

encourage the other party to consult with counsel before entering into obligations, making admissions or disclosing confidential information.

ABA Formal. Op. 11-461 at 5.

- B. Concurrent Conflict of Interest of Dr. Cordova' Previous Lawyer

 Louisiana Rule of Professional Conduct 1.7(a) provides that "[e]xcept as

 provided in paragraph (b), a lawyer shall not represent a client if the representation
 involves a concurrent conflict of interest." See La. Rules of Prof1 Conduct r. 1.7(a) A

 concurrent conflict of interest exists if:
 - (1) the representation of one client will be directly adverse to another client; or
 - (2) there is a significant risk that the representation of one or more clients will be materially limited by the lawyer's responsibilities to another client, a former client or a third person or by a personal interest of the lawyer.

Id. r. 1.7(a)(1-2). This rule implements one of the fundamental duties attendant to the lawyer-client relationship—the duty of loyalty. As a loyal fiduciary who must faithfully champion his clients' causes, a lawyer must avoid conflicts between the interests of the lawyer's current clients and those of other persons, including the lawyer himself, his other current clients, past clients, and third parties.

Unidentified or unresolved conflicts may lead to professional discipline, disqualification, fee forfeiture and malpractice liability. See Restatement (Third) of the Law Governing Lawyers § 121 cmt. f (2000).

Furthermore, Louisiana Rule of Professional Conduct 1.10(a) provides that "[w]hile lawyers are associated in a firm, none of them shall knowingly represent a client when any one of them practicing alone would be prohibited from doing so by Rules 1.7." See La. Rules of Prof1 Conduct r. 1.10(a). Thus, if one lawyer in a law firm has a concurrent conflict under Rule 1.7, then all of the lawyers in the firm have the same conflict by imputation.

Here, Dr. Cordova's prior lawyer violated Rules 1.7 and 1.10 in representing Dr. Cordova in the disciplinary matter adverse to LSU/UHC and Lafayette General. At the time this lawyer represented Dr. Cordova, he was associated with a law firm that is (and was) the general counsel for Lafayette General. In addition, his law firm does (and did) represent members of the administration and faculty of UHC, including two of the physicians who recommended discipline against Dr. Cordova and who were potential adverse witnesses in the disciplinary proceedings against him. Because Lafayette General and these members of the UHC administration and faculty were "directly adverse" to Dr. Cordova, the firm should have declined to concurrently represent Dr. Cordova in a discipline matter adverse to its other clients.

Respectfully submitted,

Dane S. Ciolino

DANE S. CIOLINO, LLC 18 Farnham Place

Metairie, LA 70005

(504) 975-8263

dane@daneciolino.com

November 6, 2018

LOYOLA UNIVERSITY NEW ORLEANS COLLEGE OF LAW 18 FARNHAM PL. METAIRIE, LOUISIAMA 70005 M; (504) 975-3263 Dane@daneciolino.com www.daneciolino.com

EDUCATION

TULANE UNIVERSITY LAW SCHOOL, New Orleans, Louisiana J.D., magna cum laude, 1988 Editor in Chief, Tulane Law Review Order of the Coif Winner, Maritime Law Center Writing Competition

RHODES COLLEGE, Memphis, Tennessee
B.A., cum laude, 1985
Recipient, Political Science Department Award
President, Sigma Alpha Epsilon Fraternity

EMPLOYMENT

LOYOLA LAW SCHOOL, New Orleans, Louisiana
Alvin R. Christovich Distinguished Professor of Law, 2002-present
Professor of Law, 2002
Associate Professor of Law, 1998-2002 (Tenured 2001)
Assistant Professor of Law, 1997-1998
Visiting Assistant Professor of Law, 1995-1997
Adjunct Instructor of Law, 1992-1995

TULANE LAW SCHOOL, New Orleans, Louisiana Visiting Professor of Law, 2005, 2002, 2017

STONE, PIGMAN, WALTHER & WITTMANN, LLC, New Orleans, Louisiana Associate, 1991-1995 Areas of Practice: Commercial Litigation, Intellectual Property, Criminal Law

CRAVATH, SWAINE & MOORE, LLP, New York, New York
Associate, 1989-1991
Consultant, 2005-2006
Areas of Practice: Commercial Litigation, Intellectual Property

43000 1

UNITED STATES DISTRICT COURT, New Orleans, Louisiana Law Clerk to Honorable Peter H. Beer, 1988-89

PUBLICATIONS

DANE S. CIOLINO, LOUISIANA LEGAL ETHICS: STANDARDS AND COMMENTARY (2018)

Dane S. Ciolino, Cloud Computing for Criminal Lawyers: It's Not the Future Anymore, THE CHAMPION, Vol. XL, No. 10, December 2016, at 22

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Sandra S. Varnado & Dane S. Ciolino, Reconsidering Lawyers' Ethical Obligations in the Wake of a Disaster, 19 The Professional Lawyer 8 (2009)

DANE S. CIOLINO, LOUISIANA PROFESSIONAL RESPONSIBILITY LAW & PRACTICE (3d ed. 2007)

Dane S. Ciolino, Lawyer Ethics Reform in Perspective: A Look at the Louisiana Rules of Professional Conduct Before and After Ethics 2000, 65 LA. L. REV. 536 (2005)

Dane S. Ciolino, Redefining Professionalism as Seeking, 49 LOY. L. REV. 229 (2003)

Dane S. Ciolino & Erin A. Donelon, Questioning Strict Liability in Copyright, 54 RUTGERS L. Rev. 351 (2002)

Dane S. Ciolino, Why Copyrights Are Community Property (Sort Of): Through the Rodrigue v. Rodrigue Looking Glass, 47 LOY. L. REV. 631 (2001)

Dane S. Ciolino, Why Copyrights Are Not Community Property, 60 LA. L. Rev. 127 (1999)

Dane S. Ciolino, Reconsidering Restitution in Copyright, 48 EMORY L.J. 1 (1999)

Dane S. Ciolino, Rethinking the Compatibility of Moral Rights and Fair Use, 54 WASH. & LEE L. REV. 33 (1997)

Dane S. Ciolino, The Mental Element of Louisiana Crimes; It Doesn't Matter What You Think, 70 TUL, L. REV. 855 (1996)

Dane S. Ciolino, Moral Rights and Real Obligations: A Property-Law Framework for the Protection of Authors' Moral Rights, 69 Tul. L. Rev. 935 (1995)

Dane S. Ciolino & Gary R. Roberts, The Missing Direct-Tender Option in Federal Third-Party Practice: A Procedural and Jurisdictional Analysis, 68 N.C.L. Rev. 423 (1990)

Dane S. Ciolino, Casenote, Lafleur v. John Deere Co.: Recovery of Nonpecuniary Damages in Redhibitory Actions, 61 Tul. L. Rev. 704 (1987)

TEACHING

Law School: Principal Courses

The Legal Profession (legal ethics), Trial & Appellate Advocacy, Evidence, Criminal Law & Procedure

Law School: Other Courses

Business Organizations I & II, Contracts I & II, Common Law Contracts for Civil Law Students, Comparative Law, Computer Law, Copyright Law, Criminal Law Clinic, Criminal Law Seminar, Constitutional Criminal Procedure, Civil Law of Persons, Civil Law of Community Property, Civil Law of Property, Introduction to Law and Legal Methods, Legal Ethics Seminar, International Copyright Law, Law & Poverty, Litigation and Law Practice Management, Lawyering II: Moot Court, and Professional Seminar in Storytelling

Bar Review

Instructor, BAR/BRI Bar Review Course (legal ethics and professional responsibility law), 2006-present

Instructor, BAR/BRI Louisiana Bar Review Course (criminal law, evidence and criminal procedure), 2005-present

Instructor, BAR/BRI Louisiana Bar Review Course (Louisiana property law, family law, community-property law), 1995-2005

Instructor, LSU Law Center Bar Review Course (Louisiana family law), 1999-2002

COMMUNITY SERVICE

General Counsel, Ethics Review Board of the City of New Orleans, 2015-present

Louisiana Association of Defense Counsel
Acting Executive Director, 2015-2016
Associate Executive Director, 2009-2015, 2016-present

Member, American Law Institute, 2003-present

Subject Matter Expert, National Conference of Bar Examiners, Multi-State Professional Responsibility Examination, 2018-present

Legal Analyst, Various National, State and Local Media, 1998-present

Instructor, Louisiana State Bar Association Diversionary Ethics School, 1999-present

Member, Louisiana State Bar Association Codes of Conduct Committee, 1998-present

Member, Federal Criminal Justice Act Panel, United States District Court for the Eastern District of Louisiana (panel of attorneys accepting appointments to represent indigent defendants in federal prosecutions), 1991-present

Reporter, United States District Court for the Eastern District of Louisiana Committee on Revising Attorney Disciplinary Procedures, 2009-2011

Lawyer Disciplinary Committee, United States District Court for the Eastern District of Louisiana

Chair, 2011-2016 Member, 2016-2017

Board Member, Louisiana Organization for Judicial Excellence, 2004-2008

Member, Ochsner Clinic Foundation, Bioethics Committee, 2009-2012

Member, Louisiana State Bar Association Professionalism Committee, 1997-2008

Member, Louisiana State Bar Association Board of Governors, 2007-2009

Board Member, Orleans Parish Indigent Defender Program, 2006-2007

Reporter, Louisiana State Bar Association Ethics 2000 Committee, 1999-2004

Reporter, Louisiana State Law Institute Emancipation Committee, 2004-2008

Reporter, Louisiana State Law Institute Tutorship Procedure Committee, 2000-2009

Reporter, Louisiana State Law Institute Interdiction Committee, 1996-2002

Member, Louisiana Supreme Court Committee on the Prevention of Lawyer Misconduct, 1999-2003

Member, Louisiana State Law Institute Criminal Law Committee, 2006-2011

Interim Host, It's the Law, Cox Cable Television New Orleans and Jefferson, December 1999-2000

Louisiana State Bar Association, Ethics Advisory Committee Member, 2000-2003 Reporter, 1997-2000

Council Member, Louisiana State Law Institute, 1997-2000

Louisiana Attorney Disciplinary Board Hearing Committee Member, 1998-1999 Hearing Committee Chairperson, 1999-2003

Louisiana Supreme Court Bar Admissions Advisory Committee Member, 1997-1999 Chairperson, 1999-2001

Director, Pro Bono Criminal Law for Civil Lawyers (two-day CLE seminar training civil lawyers to undertake pro bono criminal cases), 1995-2002

Advisory Editor, Tulane Law Review, 1993-2009

Member, Board of Directors, Louisiana Capital Assistance Center (public-interest organization defending capital cases for indigent clients), 1996-2006

Appointed Counsel, Orleans Parish Criminal District Court (pro bono representation of indigent defendants in first- and second-degree murder prosecutions), 1991-2008

Evaluator, American Bar Association, Central European Law Initiative, March 1999 (evaluated code of legal ethics for the Republic of Armenia)

LOYOLA UNIVERSITY SERVICE

Faculty Advisor, Loyola Law School Honor Board, 2002-present

Chairperson, Petitions and Readmissions Committee, 2015-present

Clinic, Skills, and CLE Committee Chairperson, 2016-2017 Member, 2017-present

Endowed Professorships Committee Chairperson, 2014-2017 Member, 2002-present

Director, University of Vienna International Program, 2013-2017

Chairperson, Library and Technology Committee, 2013-2015

Director, International Programs, 2011-2012

Chairperson, International Programs Committee, 2011-2012

Member, Curriculum and Bar Examination Committee, 2011-2015

Faculty Advisor, Loyola Law Review, 1997-2003, 2006

Faculty Advisor, Order of the Barristers, 1998-2003

Faculty Advisor, Loyola Intellectual Property Law Quarterly, 1996-2002

Faculty Advisor, Loyola ATLA Chapter, 1997-2002

Law School Representative, Loyola University Senate, 1997-1999

Loyola Law School Dean Search Committee Chairperson, 2001-2002 Member, 2000-2001

Chairperson, Loyola Law School Law Clinic Committee, 2005-2007

Chairperson, Loyola Law School Faculty Unification Committee, 2004

Chairperson, Loyola Law School Library Director Search Committee, 2000-2001

Member, Loyola University Distance Learning Committee, 2010-present

Member, Loyola Law School Technology Committee, 2010-2011

Member, Loyola Law School By-Laws Committee, 2000-2001

Member, Loyola Law School Pre-Admissions Committee, 1998-1999

Member, Loyola Law School Tenure Guidelines Committee, 1998-1999

Member, Loyola Law School Library Committee, 1997-1998

Member, Loyola Law School Skills Committee, 1997-1998

Member, Loyola Law School Curriculum Committee, 1996-1997

Member, Loyola Law School Admissions Committee, 1996-1997

Member, Loyola Law School Student Recruitment and Career Services Committee, 1995-1996

COMMUNITY HONORS

New Orleans Magazine Top Lawyers, 2012-present

Recipient, Camille Gravelle Pro Bono Award, Federal Bar Association, New Orleans Chapter, 2007

Lawdragon 3000 (list of top American lawyers), 2006

Recipient, Gambit Magazine, Forty-Under-Forty Award, 2002

Recipient, Louisiana State Bar Association, President's Award, 2001

Recipient, City Business Magazine, Power Generation Award, 2000

Recipient, Gillis Long Poverty Law Center Public Service Award, 1997

EXPERT WITNESS TESTIMONY¹

- Active Solutions, L.L.C. v. Dell, Inc., No. 2007-3665, Civil District Court for the Parish of Orleans, State of Louisiana
- Adler v. Doyle (In re Woven Treasures, L.L.C.), 69 180 M 01493 07, American Arbitration Association
- 3. AmCareco, Inc. v. Lucksinger, No. 499,737, Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana

¹All matters in which Dane S. Ciolino has provided a public expert report, affidavit, deposition testimony or trial testimony. Does not include private ethics advisory opinions.

- 4. Adamson v. Bailey, No. 493,309, First Judicial District Court, Parish of Caddo, State of Louisiana
- American Income Life Ins. Co. v. Nicholas Matthew Nithowski et al., Civ. No. 05-2228(I-3), United States District Court Eastern District of Louisiana
- Antoine v. Anding, No. 125,803-H, Sixteenth Judicial District Court, Parish of Iberia, State of Louisiana
- Asset Funding Group, L.L.C. v. Adams and Reese, L.L.P., Civ. No. 07-2965, United States District Court for the Eastern District of Louisiana
- Baricuatro v. Industrial Personnel and Mgmt. Servs., Inc., Civ. No. 2:11-cv-02777-KDE-JCW, United States District Court for the Eastern District of Louisiana
- Barton v. Butler, No. 515,473, Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana
- BCM, LLC and Nawlins Kajun Foods, LLC v. Cheatwood, No. 2009-2807, Fifteenth Judicial District Court, Parish of Lafayette, State of Louisiana
- Bd. of Supervisors of La. State Univ. and Agricultural & Mechanical College v. Southern Electronics Supply Co., Inc., No. 2011-1631 "L", Civil District Court for the Parish of Orleans, State of Louisiana
- Bedford v. Magee, No. 2000-14123, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- 13. Belle Terre Lakes Home Owners Assoc. v. Patricia McGovern, No. 41922, Fortieth Judicial District Court for the Parish of St. John the Baptist, State of Louisiana
- Bertucci v. Lafayette Ins. Co., No. 01-0608, Civil District Court for the Parish of Orleans, State of Louisiana
- Beevers and Beevers, LLP v. Sirgo, No. 624-259 "B," Twenty-Fourth Judicial District Court for the Parish of Jefferson, State of Louisiana
- Billeaudeau v. Opelousas Gen'l Hosp., No. 13-C-0097-C, Twenty-Seventh Judicial District Court for the Parish of St. Landry, State of Louisiana
- Bilyeu v. Johanson Berenson, LLP, Civil Action No. 1:08CV2006, United States District Court for the Western District of Louisiana, Alexandria Division
- Boudoin v. St. John the Baptist Parish School Bd., No. 2004-08242, Office of Workers' Compensation, State of Louisiana

- Bowes v. Clean Scene Servs., L.L.C., No. 661-147, Twenty-Fourth Judicial District Court for the Parish of Jefferson, State of Louisiana
- Bruszewski v. Motley Rice, LLC, Civ. Action No. 5:12-cv-00046-JMH, United States
 District Court for the Eastern District of Kentucky, Lexington Division
- Cameron Int'l Corp. v. Liberty Ins. Underwriters, Inc., 2:12-cv-00211 (E.D. La. filed Jan. 30, 2012)
- Campbell v. City of New Orleans, No. 98-18633, Civil District Court for the Parish of Orleans, State of Louisiana
- Caro Properties A., L.L.C. v. Person, No. 09-13059 (J-5), Civil District Court for the Parish of Orleans, State of Louisiana
- CEF Funding, L.L.C. v. Sher Garner Cahill Richter Klein & Hilbert, L.L.C., No. 09-6623
 (D-4), United States District Court for the Eastern District of Louisiana
- Chalmette Payment Processing, L.L.C. v. Munson, Civ. No. 03-1060, United States
 District Court for the Eastern District of Louisiana
- Chan's, Inc., d'b/a Mikimoto v. Henderson, No. 2015-6555 (I-14), Civil District Court for the Parish of Orleans, State of Louisiana
- Chevron U.S.A., Inc. v. State of Louisiana, Louisiana State Mineral Bd. and Louisiana Dept. of Natural Resources, No. 93,658, Seventeenth Judicial District Court for the Parish of Lafourche, State of Louisiana
- Childress v. Childress, No. 488-388, Twenty-Fourth Judicial District Court for the Parish of Jefferson, State of Louisiana
- Conwill v. Greenberg Traurig, L.L.P., Civ. Action No. 11-938 (KDE), United States
 District Court for the Eastern District of Louisiana
- Crinel v. Roby, No. 2015-5698 (F-7), Civil District Court for the Parish of Orleans, State of Louisiana
- Croft v. Liberty Mut. Ins. Co., Docket No. 581732, 19th Judicial District Court for the Parish of East Baton Rouge
- Crooks v. State of Louisiana, Through the Louisiana Department of Natural Resources,
 No. 224,262, Ninth Judicial District Court for the Parish of Rapides, State of Louisiana
- Dan S. Collins, CPL & Associates v. Godchaux, No. 84618, Fifteenth Judicial District Court for the Parish of Vermillion, State of Louisiana

- Dean v. St. Mary Emergency Group, LLC, No. C-2015-5856-F, Fifteenth Judicial District Court for the Parish of Lafayette, State of Louisiana
- Dejean v. Koch, No. C20093931, Superior Court of the State of Arizona, County of Pima, State of Arizona
- Deltide Fishing and Rental Tools, Inc. v. Keaty, No. 680,838, Twenty-Fourth Judicial District Court for the Parish of Jefferson, State of Louisiana
- Denison Supply Group, LLC v. Michel, No. 16-1971, Civil District Court for the Parish of Orleans, State of Louisiana
- Domingue v. Salomon Smith Barney, Inc. & Coughlin, No. 01-03076, NASD Dispute Resolution Arbitration, New Orleans, Louisiana
- Donovan Marine, Inc. v. Travelers Indemnity Co. of Illinois, Civ. Action No. 09-4374 (S-3), United States District Court for the Eastern District of Louisiana, New Orleans, Louisiana
- Dougherty v. Haag, No. 05-06993, Superior Court for the County of Orange, State of California
- 41. Dayle v. ICNA, Civil District Court for the Parish of Orleans, State of Louisiana
- 42. Dunahoe v. Rogers, No. 85704(A), Tenth Judicial District Court for the Parish of Natchitoches, State of Louisiana
- Dysart & Tabary LLP v. Finckbeiner, No. 15-0597 "A," Thirty-Fourth Judicial District Court for the Parish of St. Bernard, State of Louisiana
- East Jefferson General Hospital v. Stein, No. A-081709-773, AHLA Arbitration Service, Parish of Jefferson, State of Louisiana
- Edmonds v. Williamson, No. 2002-CV-42-R, Circuit Court of Kemper County, State of Mississippi
- Felham Enterprises (Cayman) Ltd. v. Certain Underwriters at Lloyd's, London Companies, Zurich American Ins. Co., Marine Office of Am. Corp. & Trinity Yachts, Inc., No. 02-3588, United States District Court for the Eastern District of Louisiana
- Foley & Lardner, LLP v. Kenneth G. Daniels, LLC, Adv. No. 05-01003, United States Bankruptcy Court for the Middle District of Louisiana
- Forbes v. St. Martin, Civ. Action No. C2401 01 1745(2), Chancery Court, First Judicial District Court, Harrison County, Mississippi

- Forbis v. Int'l Health Care Properties, X, Ltd., 97-CI-03198, Jefferson Circuit Court, State of Kentucky
- Franklin v. Regions Bank, Civ. Action No. 5:16-CV-01152, United States District Court for the Western District of Louisiana
- Furie Petroleum Co., L.L.C. v. Tower Hill Energy Co., L.L.C., No. 09-927, United States
 District Court for the Western District of Louisiana, Shreveport Division
- Gaspard v. Provensal, No. 2012-11939, Civil District Court for the Parish of Orleans, State of Louisiana
- Gauthier, Houghtaling & Williams L.L.P. v. Safeguard Storage Properties LLC, Civ.
 Action No. 08-0627 (H), Civil District Court for the Parish of Orleans, State of Louisiana
- GE Oil & Gas, Inc. v. Turbine Generation Servs., LLC, No. 652296/2015, Supreme Court
 of the State of New York, County of New York, State of New York
- Gill v. Bacnel, No. G2001-1199 R/1, Chancery Court for the First Judicial District, Hinds County, State of Mississippi
- Glynn v. Sylvester, No. 228080, Ninth Judicial District Court for the Parish of Rapides, State of Louisiana
- Greenspoon Marder, P.A. v. Andry Law Firm, LLC, Civ. Action No. 2:13-cv-05509-MLCF-JCW, Section F, United States District Court for the Eastern District of Louisiana
- Gulf Production Co., Inc. v. Hoover Oil Field Supply, Inc., No. 08-5016, United States District Court for the Eastern District of Louisiana
- Gulfport Ob-Gyn, P.A. vs. Dukes, Dukes, Keating & Faneca, P.A., Civ. Action No. A2401-16-193, Circuit Court of Harrison County, First Judicial District, State of Mississippi
- Harry Bourg Corp. vs. Exxon Mobil Corp., No. 140,749 ("E"), Thirty-Second Judicial District Court for the Parish of Terrebonne, State of Louisiana
- Haynes v. Williamson, No. 3:05cv186-HTW-JCS, United States District Court for the Southern District of Mississippi, Jackson Division
- Hazlett v. Wilson, No. 2010-17707, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Hebert v. Avery, No. 2001-16561, Civil District Court for the Parish of Orleans, State of Louisiana

- Hodges v. Reasonover, No. 2011-3391(N), Civil District Court for the Parish of Orleans, State of Louisiana
- Hotel Investors, LLC v. State of Louisiana, Department of Transportation and Development, No. 704-195 "M", Twenty-Fourth Judicial District Court, Parish of Jefferson, State of Louisiana
- Humphrey v. L.C. Hearne, No. 600,108 (C), First Judicial District Court for the Parish of Caddo, State of Louisiana
- Hunter & Blazier v. Logan, No. 2007-1873, Fourteenth Judicial District Court, Parish of Calcasieu, State of Louisiana
- Hydroflame Production, L.L.C. v. Hydroflame Technologies, L.L.C., No. 2011-3095(K),
 Civil District Court, Parish of Orleans, State of Louisiana
- In re American International Refinery, Inc., No. 04-21331, United States Bankruptcy Court, Western District of Louisiana, Lake Charles Division
- In re E.H. Mitchell & Co., LLC, Civ. Action No. 14-959 (H-5), United States District Court for the Eastern District of Louisiana
- In re LMCHH PCP, LLC, No. 17-10353-JAB ("B"), United States Bankruptcy Court for the Eastern District of Louisiana
- In re Oil Spill by the Oil Rig "Deepwater Horizon" in the Gulf of Mexico on April 20, 2010, MDL No. 2179, United States District Court for the Eastern District of Louisiana
- In re The Matter of Taira Lynn Limited No. 7, LLC, as Owner of the MIV Ricky J. Leboeuf, Civ. Action No. 2:16-cv-0367, United States District Court for the Eastern District of Louisiana
- In ra Thomas J. Hogan, Jr., No. 16-DB-055, Louisiana Attorney Disciplinary Board, State of Louisiana
- 75. In re Impeachment of United States District Judge G. Thomas Porteous, Jr., The Senate of the United States (no docket number)
- In re Oestreicher, No. 12-DB-083, Louisiana Attorney Disciplinary Board, State of Louisiana
- In re Patition to Accord Immigrant Classification to Timothy Gray Cameron, Esq., as an Alien of Extraordinary Ability, United States Department of Homeland Security, United States Citizenship and Immigration Services
- 78. In re Confidential Respondents, 04-DB-005, Louisiana Attorney Disciplinary Board

- In re Succession of Marion Roberts, No. 96-2904(F), Civil District Court for the Parish of Orleans, State of Louisiana
- In re Zyprexa Products Liability Litigation, MDL No. 1596, United States District Court for the Eastern District of New York
- Jones v. Lagarde, No. 2016-11075, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- La Casa Castro, S.A. de C.V. v. Greenberg Traurig, P.A., Roberto Martinez and Pedro J. Martinez-Fraga, Civ. Action No. 09-6663(F-2), United States District Court for the Eastern District of Louisiana
- Lentz v. Schulze, No. 2:16-CV-07299, United District Court for the Eastern District of Louisiana
- Leon v. Wilson, No. 96-14608(F), Civil District Court for the Parish of Orleans, State of Louisiana
- Liberty Mutual Ins. Co. v. Jotun Paints, Inc. & Jotun, Inc., Civ. Action No. 07-3114,
 United States District Court for the Eastern District of Louisiana
- Logan v. Hit or Miss, L.L.C., Civil Action No. 6:07-CV-1116 LO, United District Court for the Western District of Louisiana
- Louisiana Crisis Assistance Ctr. v. Marzano-Lesnevich, Civ. Action No. 11-2102-SSV-SS, United States District Court for the Eastern District of Louisiana
- Louisiana State Bar Association v. Carr and Associates, Inc., No. 2006-14440, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Magnificent Eight, LLC v. First NBC Bank, Inc., Civ. Action No. 13-5713 c/w 13-5714,
 United States District Court for the Eastern District of Louisiana
- Mascorro v. Schulz, No. 2014-12140, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Maxim v. Progressive Security Ins. Co., No. 229-677-G, Ninth Judicial District Court for the Parish of Rapides, State of Louisiana
- Mire v. American Multi-Cinema, Inc., Civ. Action No. 14-cv-02582-MVL-DEK, United States District Court for the Eastern District of Louisiana
- Molaison v. Lukinovich, No. 623-026 (C), Twenty-Fourth Judicial District Court, Parish of Jefferson, State of Louisiana

- 94. Montgomery v. St. Tammany Parish Gov't, No. 2016-11530(J), Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- NASDI, LLC v. Bertucci Contracting Co., LLC., No. 719944(A), Twenty-Fourth Judicial District Court for the Parish of Jefferson, State of Louisiana
- O'Connell v. Wyatt, Tarrant & Combs, LLP, No. 12-CI-000863, Jefferson Circuit Court, State of Kentucky
- Ohmer v. Farm Bureau Ins. Co., No. 113555 "D", Seventeenth Judicial District Court for the Parish of Lafourche, State of Louisiana
- Oliver v. Orleans Parish School Board, No. 2005-12244 (N), Civil District Court, Parish of Orleans, State of Louisiana
- Oreck Direct, LLC v. Dyson, Inc., Civ. Action No. 07-2744, United District Court for the Eastern District of Louisiana
- Ortiz v. MeadWestvaco Corp., No. 2009-0278, Thirty-Sixth Judicial District Court for the Parish of Beauregard, State of Louisiana
- Perrone v. Rogers, No. 2014-10589-C, Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Pitre v. Continental Casualty Co., No. 615-979(J), Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana
- 103. Pittle v. McGlynn, No. 09-620-JJB-SCR, United States District Court for the Middle District of Louisiana
- 104. Planet Beach Franchising Corp. v. Fisher & Zucker, L.L.C., Nos. 11-CV-915 & 11-CV-02146 (MLCF), United States District Court for the Eastern District of Louisiana
- 105. Powko Industries, L.L.C. v. Folse, No. 3:15-cv-0038-BAJ-SCR, United States District Court for the Middle District of Louisiana
- Provosty v. ARC Construction, LLC, No. 08-3671 "J", Civil District Court for the Parish of Orleans, State of Louisiana
- Read v. Read, No. 2000-15283(E), Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Reuther v. Smith, No. 2001-18124, Civil District Court for the Parish of Orleans, State of Louisiana
- Reynolds v. Voelkel, Civ. Action No.:16-CV-06984-JCZ-KWR, United States District Court for the Eastern District of Louisiana

- Robichaux v. Dow Chemical Co., No. 96-8461, Eighteenth Judicial District Court for the Parish of Iberville, State of Louisiana
- Schiff v. Pugh, No. 2014-03864, Civil District Court for the Parish of Orleans, State of Louisiana
- Scott v. The American Tobacco Co., Inc., No. 96-8461, Civil District Court for the Parish of Orleans, State of Louisiana
- Sessions, Fishman, Nathan & Israel, L.L.P. v. Halpern, No. 2010-533, Civil District Court for the Parish of Orleans, State of Louisiana
- Shane v. Frost Brown Todd, LLC, No. 08-CI-10428, Jefferson Circuit Court, Division Eight, State of Kentucky
- Shinn Enterprises, Inc. & GIS Sports of Nevada, Inc. v. Capella, No. 2005-12352, Civil District Court for the Parish of Orleans, State of Louisiana
- Sigma Delta, L.L.C. v. Eric R. George, M.D., Civ. No. 07-5427, United States District Court for the Eastern District of Louisiana
- 117. Smith v. Kaplan & Lukowski, LLP & Jay D. Lukowski (pre-suit affidavit).
- Somerset Pacific, LLC v. Tudor Ins. Co., No. 17-7099 "H-3", United States District Court for the Eastern District of Louisiana.
- Spahr v. Dallam, No. 98-5840, Civil District Court for the Parish of Orleans, State of Louisiana
- Southern Scrap Material Co., L.L.C. v. Fleming, Civ. No. 01-2544, United States District Court for the Eastern District of Louisiana
- St. Bernard Port, Harbor & Terminal Dist. v. Violet Dock Port, Inc., L.L.C., No. 116-860(E), Thirty-Fourth Judicial District Court for the Parish of St. Bernard, State of Louislana
- St. Tammany Parish School Bd. v. Hartford Cas. Ins. Co., No. 2012-12891(C), Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- Stanley v. Trinchard, Civ. No. 02-1235, United States District Court for the Eastern District of Louisiana
- State of Louisiana v. Taryn Blume, No. 522905, Criminal District Court for the Parish of Orleans, State of Louisiana
- State of Louisiana v. Miqueghele Brown, No. 533046, Criminal District Court for the Parish of Orleans, State of Louisiana

- State of Louisiana ex rel. Dorsey v. Vannoy, No. 251-406, First Judicial District Court for the Parish of Caddo, State of Louisiana
- State of Louisiana v. Danny Galindo, No. 455-170 (F/L), Criminal District Court for the Parish of Orleans
- State of Louisiana v. Warren Harris, No. 288-271 (C), Criminal District Court for the Parish of Orleans, State of Louisiana
- State of Louisiana v. Khristopher Kyzar, No. 11-05-0461, Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana
- State of Louisiana v. Ricky Langley, No. 10258-02, Fourteenth Judicial District Court for the Parish of Calcasieu, State of Louisiana
- State of Louisiana v. Scott Lingle, No. 288-356 (I), Criminal District Court for the Parish of Orleans, State of Louisiana
- 132. State of Louisiana v. Robert "Bob" Odom, No. 08-02-547, Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana
- State of Louisiana v. David Peralta, No. 553759 "G", Twenty-Second Judicial District Court for the Parish of St. Tammany, State of Louisiana
- State of Louisiana v. Terryance Russel, No. 375-503, Criminal District Court for the Parish of Orleans, State of Louisiana
- State of Louisiana v. Robert Wilkins, No. 04-19337, 14th Judicial District Court for the Parish of Calcasieu, State of Louisiana
- St. Blanc v. Stabile; No. 67,871, Twenty-Ninth Judicial District Court for the Parish of St. Charles, Div. E, State of Louisiana
- Sturlese v. J.B. Jones, Jr., No. 10-16390, Thirty-Eighth Judicial District Court, Parish of Cameron, State of Louisiana
- Succession of Marguerite Nell Riggs Griffin, No. 646-584, Twenty-Fourth Judicial District Court, Parish of Jefferson, State of Louisiana
- Tapp v. Leonard L. Levenson & Associates, No. 2009-01787, Division D, Civil District Court for the Parish of Orleans, State of Louisiana
- Temple v. Crescent City Gates Fund, L.P., No. 09-9508 (H-12), Civil District Court for the Parish of Orleans, State of Louisiana
- Territa v. Oliver, No. 2:11-cv-01830, United States District Court for the Eastern District of Louisiana

- Tessier v. Moffatt, No. 98-CV-00116, United States District Court for the Eastern District of Louisiana
- Tierney v. Butler, No. 69-1777(E), Twenty-Ninth Judicial District Court for the Parish of St. Charles, State of Louisiana
- Travelers Prop. Casualty Co. of Am. v. Bossier, Civ. Action No. 14:cv-02176, United States District Court for the Eastern District of Louisiana
- United States v. Edwin Edwards, Crim. No. 98-165-B-M2, United States District Court for the Middle District of Louisiana
- United States v. Jesse H. Roberts, Cirm. Action No. 15-cr-0020-JWD-SCR, United States
 District Court for the Middle District of Louisiana
- United States ex rel. William St. John LaCorte v. Merck & Co., Inc., No. 99-03807,
 United States District Court for the Eastern District of Louisiana
- United States ex rel. William St. John LaCorte v. Wyeth Pharmaceuticals, Inc., No. 06-CV-11724-DPW, United States District Court for the District of Massachusetts
- Usner v. Bagert, No. 10-5479 (K-5), Civil District Court for the Parish of Orleans, State of Louisiana
- Usner v. Carol A. Newman, APLC, No. 09-08223, Civil District Court for the Parish of Orleans, State of Louisiana
- Verret v. State Farm Fire and Casualty Co., Civ. Action No. 2:13-cv-5596-LMAJCW, United States District Court for the Eastern District of Louisiana
- Waggoner v. Williamson, No. 03-KV-0151-J, Circuit Court of Adams County, State of Mississippi
- Walker v. AMID/Metro Partnership, LLC, No. 2007-14794, Civil District Court for the Parish of Orleans, State of Louisiana
- Walker v. Harris, No. 53694, Div. 22, Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana
- 155. Waste Management of Louisiana, L.L.C. v. Penn-America Insurance Co., No. 2006-2452, Fourteenth Judicial District Court for the Parish of Calcasieu, State of Louisiana
- Wicker v. Heinrich, No. 2010-3647, Civil District Court for the Parish of Orleans, State of Louisiana
- Williams v. The Administrators of the Tulane Educational Fund, Civil Action No. 99-20650 c/w 06-1915, Civil District Court for the Parish of Orleans, State of Louisiana

- Williams v. Williamson, No. 4:03-CV-88LN, United States District Court for the Southern District of Mississippi
- Washington v. Williamson, No. 251-05-112 CIV, Circuit Court of Hinds County, State of Mississippi
- Wiener, Weiss & Madison, APLC v. Kantrow, Spaht, Weaver & Blitzer, APLC v. Fox,
 No. 5:16-cv-850-SMH-KLH, United District Court for the Western District of Louisiana
- XL Specialty Insurance Co. v. Bollinger Shippards, Inc., Civ. Action No. 12-2071, R-2, United States District Court for the Eastern District of Louisiana
- Zaunbrecher v. Garrity, No. C-20130168 C, Fifteenth Judicial District Court for the Parish of Lafayette, State of Louisiana

OTHER

Personal

Age 54

Married to Wendy Dehan Ciolino

Children: Hale, Price & Camille

Bar Admissions

Supreme Court of the United States
State of Louisiana
State of New York
United States Court of Appeals for the Fifth Circuit Court
United States District Court for the Eastern District of Louisiana (New Orleans)
United States District Court for Western District of Louisiana (Shreveport)
United States District Court for the Southern District of New York (New York
City)

Dated: Tuesday, October 16, 2018

FILED THIS

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Daouty Clark of Court

LAFPC.CV.56508641 cc mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

FIFTEENTH JUDICIAL DISTRICT COURT J CORY CORDOVA VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HEALTH SYSTEM, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you. Witness the Honorable Judges of said Court, this JULY 30, 2019.

> Mout McCathy Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D, ORIGINAL PETITION FOR DAMAGES AND VERIFICATION

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

DATE SERVED: ______, 20_____TIME: _____ PERSONAL() OTHER REASON: RECEIVED TOO LATE FOR SERVICE () SERVICE OF WITHIN PAPERS COSTS FEE \$ MILEAGE \$ TOTAL \$ DEPUTY

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Ordered by Atty.: CHRISTINE M. MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HOSPITAL, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this APRIL 2, 2019.

Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: PETITION FOR DAMAGES AND VERIFICATION

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

LAFPC.CV.56508682

Ordered by Atty.: JACQUES F. BEZOU

CITATION

(SUPPLEMENTAL & AMENDING)

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: DR, KAREN CURRY,

TO BE SERVED PERSONALLY

AT UNIVERSITY HOSPITAL AND CLINICS
2390 WEST CONGRESS STREET
LAFAYETTE, LA 70506

DEPARTMENT OF INTERNAL MEDICINE BETWEEN THE HOURS OF 7:00AM-5:00PM

of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the attached FIRST supplemental and amending petition, a certified copy of which accompanies this citation, or to file your answer or other pleading to said supplemental and amending petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within the time remaining for pleading to the original petition heretofore served upon you or within ten (10) days after the service hereof, whichever period is longer. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of our said Court, this JULY 30, 2019.

In Child In Cail hy
Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

LAFPC.CV.56508724

cc mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

(SUPPLEMENTAL & AMENDING)

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: DR. NICOLAS SELLS,

TO BE SERVED PERSONALLY

AT UNIVERSITY HOSPITAL AND CLINICS
2390 WEST CONGRESS STREET

LAFAYETTE, LA 70506

DEPARTMENT OF INTERNAL MEDICINE BETWEEN THE HOURS OF 7:00AM-5:00PM

of the Parish of Lafayette

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Witness the Honorable Judges of our said Court, this JULY 30, 2019.

Moud In Clarify
Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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LAFPC, CV. 56508773

cc_mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

(SUPPLEMENTAL & AMENDING)

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: GACHASSIN LAW FIRM,
THROUGH ITS REGISTERED AGENT:
NICHOLAS GACHASSIN, III
200 CORPORATE BLVD., SUITE 103
LAFAYETTE, LA 70508

of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the attached FIRST supplemental and amending petition, a certified copy of which accompanies this citation, or to file your answer or other pleading to said supplemental and amending petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within the time remaining for pleading to the original petition heretofore served upon you or within ten (10) days after the service hereof, whichever period is longer. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of our said Court, this JULY 30, 2019.

That The Cathy Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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LAFPC, CV.56508799 cc mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

(SUPPLEMENTAL & AMENDING)

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: CHRISTOPHER JOHNSTON,
TO BE SERVED PERSONALLY
AT JOHNSTON LAW FIRM, LLC
LOCATED AT
7830 SAGE HILL ROAD
SAINT FRANCISVILLE, LA 70775

of the Parish of W. FELICIANA

You are hereby cited to comply with the demand contained in the attached FIRST supplemental and amending petition, a certified copy of which accompanies this citation, or to file your answer or other pleading to said supplemental and amending petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within the time remaining for pleading to the original petition heretofore served upon you or within ten (10) days after the service hereof, whichever period is longer. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of our said Court, this JULY 30, 2019.

Mobil In Clark of Court
Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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LAFPC.CV.56508864

cc_mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

		RIGRICA	
J CORY CORDOVA	100 m	FIFTEENTH JUDICIA	AL DISTRICT COURT
vs ·	•	DOCKET NUMBER:	C-20192019 D
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STATE OF LOUISIANA			
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		of the Parish of O	RLEANS
accompanies this citation, (exchin the office of the Clerk of the Courthouse, LAFAYETTE, Lot failure to comply herewith will Witness the Honorable J	usive of exhibits). FIFTEENTH JUE disiana, within fift subject you to the fudges of said Cou ocuments: ON FOR DAMAC	You should file an answer DICIAL DISTRICT COURT teen (15) days after the service penalty of entry of default jurt, this JULY 30, 2019. MOLE	ce hereof. Alternatively, your

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LAFPC.CV.56508880

cc_mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: THE BOARD OF SUPERVISORS OF LOUISIANA STATE UNIVERSITY AND AGRICULTURAL AND MECHANICAL COLLEGE, THROUGH ITS REGISTERED AGENTS:
LOUISIANA DEPARTMENT OF JUSTICE:
ATTORNEY GENERAL'S OFFICE
THROUGH ATTORNEY GENERAL JEFF LANDRY
1885 NORTH THIRD STREET
BATON ROUGE, LA 70802

of the Parish of E. BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this JULY 30, 2019.

Mand Mc (act)...
Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D, ORIGINAL PETITION FOR DAMAGES AND VERIFICATION

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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LAFPC.CV.56508906 cc mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: THE BOARD OF SUPERVISORS OF LOUISIANA STATE UNIVERSITY AND AGRICULTURAL AND MECHANICAL COLLEGE, THROUGH ITS REGISTERED AGENTS:
LOUISIANA OFFICE OF RISK MANAGEMENT THROUGH ITS DIRECTOR, MELISSA HARRIS
1201 N. THIRD STREET, SUITE 7-210
BATON ROUGE, LA 70802

of the Parish of E. BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this JULY 30, 2019.

MONG Muchy Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D, ORIGINAL PETITION FOR DAMAGES AND VERIFICATION

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

LAFPC.CV.56508922

cc_mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: THE BOARD OF SUPERVISORS OF LOUISIANA STATE UNIVERSITY AND AGRICULTURAL AND MECHANICAL COLLEGE, THROUGH ITS REGISTERED AGENTS:
THE HEADS OF THE DEPARTMENT FOR THE BOARD OF SUPERVISORS, PRESIDENT F. KING ALEXANDER
3810 WEST LAKESHORE DRIVE
BATON ROUGE, LA 70808

of the Parish of E. BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this JULY 30, 2019.

Money In Clarky Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D, ORIGINAL PETITION FOR DAMAGES AND VERIFICATION

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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LAFPC.CV.56509177 cc mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

(SUPPLEMENTAL & AMENDING)

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: UNIVERSITY HOSPITAL AND CLINICS, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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Witness the Honorable Judges of our said Court, this JULY 30, 2019.

Monig McCathy Deputy Clerk of Court Lafayette Parish

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SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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LAFPC, CV. 56509185

cc_mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

(SUPPLEMENTAL & AMENDING)

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL MEDICAL CENTER, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503

of the Parish of Lafayette

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Witness the Honorable Judges of our said Court, this JULY 30, 2019.

Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

LAFPC.CV.56508658

cc_mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

(SUPPLEMENTAL & AMENDING)



J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: KRISTI ANDERSON,

<u>TO BE SERVED PERSONALLY</u>

AT UNIVERSITY HOSPITAL AND CLINICS

2390 WEST CONGRESS STREET

LAFAYETTE, LA 70506



DEPARTMENT OF GRADUATE MEDICAL EDUCATION BETWEEN THE HOURS OF 7:00AM-5:00PM

of the Parish of Lafayette

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Witness the Honorable Judges of our said Court, this JULY 30, 2019.

Mohof Incarthy
Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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PAGE 284

LAFPC.CV.56508682 cc mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

(SUPPLEMENTAL & AMENDING)

2

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: DR. KAREN CURRY,

TO BE SERVED PERSONALLY
AT UNIVERSITY HOSPITAL AND CLINICS

2390 WEST CONGRESS STREET

LAFAYETTE, LA 70506

JUL 3 0 2019

Sherri vinor

DEPARTMENT OF INTERNAL MEDICINE BETWEEN THE HOURS OF 7:00AM-5:00PM

of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the attached FIRST supplemental and amending petition, a certified copy of which accompanies this citation, or to file your answer or other pleading to said supplemental and amending petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within the time remaining for pleading to the original petition heretofore served upon you or within ten (10) days after the service hereof, whichever period is longer. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of our said Court, this JULY 30, 2019.

My McCarhy Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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PAGE 285

LAFPC.CV.56508724

cc mmmccarthy

Ordered by Atty.: JACQUES F. BEZOU

CITATION

(SUPPLEMENTAL & AMENDING)

2

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: DR. NICOLAS SELLS,

TO BE SERVED PERSONALLY
AT UNIVERSITY HOSPITAL AND CLINICS
2390 WEST CONGRESS STREET
LAFAYETTE, LA 70506



DEPARTMENT OF INTERNAL MEDICINE BETWEEN THE HOURS OF 7:00AM-5:00PM

of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the attached FIRST supplemental and amending petition, a certified copy of which accompanies this citation, or to file your answer or other pleading to said supplemental and amending petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within the time remaining for pleading to the original petition heretofore served upon you or within ten (10) days after the service hereof, whichever period is longer. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of our said Court, this JULY 30, 2019.

Moud Mc Carhy
Deputy Clerk of Court
Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D

> SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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LAFPC,CV.5591965

SHERIFF RETIIRAL

Ordered by Atty.: CHRISTINE MIRE

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIAN

STATE OF LOUISIANA

TO: LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER – THROUGH AGENT: LOUISIANA OFFICE OF RISK MANAGEMENT, THROUGH DIRECTOR MELISSA HARRIS
1201 NORTH THIRD STREET, STE 7-210
BATON ROUGE, LA 70802

of the Parish of E BATON ROUGE

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of default judgment against you.

Witness the Honorable Judges of said Court, this JUNE 17, 2019.

Deputy Clerk of Court Lafayette Parish

*Attached are the following documents:
ORIGINAL PETITION/ AFFIDAVIT/ ATTACHMENTS

SHERIFF'S RETURN LAFAYETTE PARISH SHERIFF

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CITATION		LETTER - COMM OF INS	
CITATION-NTC OF JMT		LETTER - GENERAL RETURN	
CONFORMED GROUP		LETTER - JURY ORDER	
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LAFPC.CV.56508773

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Ordered by Atty.: JACQUES F. BEZOU

CITATION

(SUPPLEMENTAL & AMENDING)

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: GACHASSIN LAW FIRM,
THROUGH ITS REGISTERED AGENT:
NICHOLAS GACHASSIN, III
200 CORPORATE BLVD., SUITE 103
LAFAYETTE, LA 70508



of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the attached FIRST supplemental and amending petition, a certified copy of which accompanies this citation, or to file your answer or other pleading to said supplemental and amending petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within the time remaining for pleading to the original petition heretofore served upon you or within ten (10) days after the service hereof, whichever period is longer. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of our said Court, this JULY 30, 2019.

L.P.S.O. Badge#

ACTUAL SERVICE MILEAGE: 6-8

hard In Carlug Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D

SHERIFF'S RETURN

LAFAYETTE PARISH SHERIFF

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Ordered by Atty.: JACQUES F. BEZOU

CITATION

J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSTIY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: LAFAYETTE GENERAL HEALTH SYSTEM, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK. LAFAYETTE, LA 70503

Deputy Clerk of Court

of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, (exclusive of exhibits). You should file an answer or other pleading to said petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within fifteen (15) days after the service hereof. Alternatively, your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of said Court, this JULY 30, 2019.

Mohes In Clashy Deputy Clerk of Court Lafayette Parish

*Attached are the following documents: FIRST AMENDED PETITION FOR DAMAGES, EXHIBITS A THROUGH D, ORIGINAL PETITION FOR DAMAGES AND VERIFICATION

SHERIFF'S RETURN AFAYETTE PARISH SHERIFF DATE SERVED: RECEIVED SERVED: JUL 30 50/8 PERSONAL (Y DOMICILIARY () ON NO SUCH ADDRESS () UNABLE TO LOCATE MOVED () OTHER REASON: RECEIVED TOO LATE FOR SERVICE () SERVICE OF WITHIN PAPERS COSTS FEE \$ DEPUTY Lafayette Parish Clerk of Court Filed This Day L.P.S.O. Badges AUG 06 2019 ACTUAL SERVICE MILEAGE Nostura Okean

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Ordered by Atty.: JACQUES F. BEZOU

CITATION (SUPPLEMENTAL & AMENDING)

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J CORY CORDOVA

FIFTEENTH JUDICIAL DISTRICT COURT

VS

DOCKET NUMBER: C-20192019 D

LOUISIANA STATE UNIVERSITY HEALTH SCIENCE CENTER, ET AL PARISH OF LAFAYETTE, LOUISIANA

STATE OF LOUISIANA

TO: UNIVERSITY HOSPITAL AND CLINICS, THROUGH ITS REGISTERED AGENT: GORDON E. ROUNTREE, JR. 920 WEST PINHOOK LAFAYETTE, LA 70503



of the Parish of Lafayette

You are hereby cited to comply with the demand contained in the attached FIRST supplemental and amending petition, a certified copy of which accompanies this citation, or to file your answer or other pleading to said supplemental and amending petition in the office of the Clerk of the FIFTEENTH JUDICIAL DISTRICT COURT, in the Lafayette Parish Courthouse, LAFAYETTE, Louisiana, within the time remaining for pleading to the original petition heretofore served upon you or within ten (10) days after the service hereof, whichever period is longer. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

Witness the Honorable Judges of our said Court, this JULY 30, 2019.

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SHERIFF'S RETURN

LAFAYETTE PARISH SHERIFF

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